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NOTICE OF MOTION

TO CHAPTER 11 TRUSTEE RICHARD MARSHACK, AND TO THE OFFICE OF THE UNITED STATES TRUSTEE, AND TO ALL OTHER PARTIES IN INTEREST, AND TO COUNSEL OF RECORD FOR ALL OF THESE PARTIES:

PLEASE TAKE NOTICE that on January 19, 2024 at 11:00 a.m., in the United States Bankruptcy Court for the Central District of California, Santa Ana Division, either in person at 411 West Fourth Street, Courtroom 5C, Santa Ana, CA 92701-4593 or by Zoom, to be determined by the Court, Phuong (aka Jayde) Trinh will and does move for an Order allowing payment of an administrative claim pursuant to 11 U.S.C. §503(b)(1)(A).

PLEASE TAKE FURTHER NOTICE that the Motion is based on this Notice, the attached Memorandum of Points & Authorities, and the attached Declaration of Phuong (aka Jayde) Trinh, attached Declaration of Han Trinh, and attached Declaration of attorney Kathleen P. March, Esq., with attached exhibits, and on any matters of which the Court may take judicial notice, including pleadings and documents filed in this case.

PLEASE TAKE FURTHER NOTICE that, pursuant to Local Bankruptcy Rule 9013-1(f), that no later than fourteen (14) days before the above stated hearing date set forth above, any Response/Opposition to the Motion must be written and

1	must be filed in Bankruptcy Court, CD CA, at 411 W. Fourth Street, Santa Ana,			
2	California, 92701, and must be served upon counsel for Phuong (aka Jayde) Trinh as			
3				
4	listed on the upper-left hand of the first page of this Notice. A copy of			
5	Response/Opposition must be delivered to chambers of the Hon. Scott Clarkson,			
6	United States Bankruptcy Court, 411 W. Fourth Street, Suite 5130, Santa Ana,			
7 8	California, 92701-4593, if over 25 pages long.			
9	PLEASE TAKE FURTHER NOTICE that the failure to respond in writing			
10	by the above stated deadline may be deemed by the Court to be a lack of objection to			
11				
12	the relief requested in the Motion.			
13	Dated: November 17, 2023 THE BANKRUPTCY LAW FIRM, PC			
14	/s/ Kathleen P. March			
15	By: Kathleen P. March, Esq			
16	Attorneys for Phuong (aka Jayde) Trinh			
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MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF PHUONG (AKA JAYDE) TRINH'S MOTION FOR ALLOWANCE AND PAYMENT OF ADMINISTRATIVE CLAIM

I. CONTROLLING LAW IS 11 USC §503(b)(1)(A)(i)

The controlling law on Phuong (aka Jayde) Trinh's ("Jayde" hereinafter) Motion for Allowance and Payment of Administrative Claim is 11 USC §503(b)(1)(A)(i), which states:

- "(b) After notice and a hearing, there shall be allowed administrative expenses, other than claims allowed under section 502(f) of this title, including—

 (1)(A) the actual, necessary costs and expenses of preserving the estate including—
 - (i) <u>wages, salaries and commissions for services rendered</u> after the commencement of the case;"
- II. FACTS ENTITLING JAYDE TO ALLOWANCE AND PAYMENT OF THIS ADMINISTRATIVE CLAIM FOR SALARY LPG OWES

 JAYDE, FOR 11 FULL WORK-WEEKS OF <u>POSTPETITION</u> WORK

 JAYDE PERFORMED FOR LPG

Jayde makes this Motion for Allowance and Payment of Administrative Claim, seeking allowance and payment of unpaid salary LPG owes Jayde, a W-2 employee of LPG, for work Jayde did for LPG, **post-petition**, from 3/20/23 (date LPG filed bankruptcy) through 6/2/23 (date Trustee Marshack locked Jayde, Han Trinh, and other employees out) (Jayde Decl hereto). That is 11 full 5-day work weeks of work.

From 11/30/20 through 6/2/23, Jayde was employed as a W-2 employee of Litigation Practices Group ("LPG"). When first employed by LPG, Jayde's salary

was \$120,000 per year, but eventually LPG increased Jayde's salary to \$250,000 per year. Jayde is a California attorney, CA bar number 340042, and was a California attorney during the 11 full work-weeks of work that Jayde performed for LPG after LPG filed bankruptcy, but which LPG has still not paid Jayde for. (All in Jayde Decl hereto)

Attached as <u>Exhibit A</u> to Jayde's Declaration hereto, is a Paychex "pay stub" for Jayde, showing the last paycheck Jayde received from LPG. That Paychex "pay stub" shows Jayde was being paid \$9,615.39 per a 2 week pay period (pay period of 2/13/23/ to 2/26/23). A year has 52 weeks in it, which is 26 two week pay periods. \$9,615.39 x 26 = \$250,000 salary per year (plus the additional benefits and penalties discussed infra). \$9,615.39 per 2 week pay period = \$4,807.69 per week. For the 11 full work- weeks Jayde worked post-petition, LPG owes Jayde \$4,807.69 per week x 11 weeks = <u>\$52,884.64</u> salary that LPG owes Jayde for her <u>post-petition</u> work from 3/20/23 through 6/2/23. (Jayde Decl. hereto)

The Declaration of Kathleen P. March, Esq. hereto attaches, as **Exhibit A** to March Declaration, the relevant pages of LPG's pacer bankruptcy docket. The pacer docket shows LPG filed its Chapter 11 bankruptcy case on 3/20/23, and was originally a debtor in possession. Per the Declarations of Han and Jayde Trinh hereto, Tony Diab and attorney Daniel March, were in charge of LPG before LPG filed bankruptcy, and continued to be in charge of LPG after LPG filed bankruptcy. Jayde Trinh's

Declaration hereto attests that toward the end of March 2023, Tony Diab told Han and Jayde, that they, and the other LPG employees still in LPG's offices in Tustin, should keep working for LPG, that LPG would keep running for a year, and that attorney Dan March of LPG, and Diab, would have the bankruptcy court approve LPG paying the salaries of Han, Jayde, and the other employees of LPG. (Jayde Decl, Han Decl) Han and Jayde kept working for LPG, partly at LPG's offices in Tustin, and partly remotely, until May 29, 2023, when LPG's rented space was released to the landlord, per relief from stay, and the landlord ordered everyone out of the Tustin offices by 6:00 AM on May 30, 2023. After the landlord took back LPG's offices, until 6/2/23, Han and Jayde worked remotely. (Jayde Decl., Han Decl)

Han and Jayde were <u>essential</u> employees of LPG, because together, the two of them responded to the many emails sent to LPG every day, by LPG's clients (people with debt problems who had contracted with LPG to represent them in trying to resolve/defend those clients' debt problems). (Jayde Decl., Han Decl.) Han and Jayde administered thousands of active litigation files of LPG clients, including getting attorneys assigned to those files and monitoring status on those files. (Jayde Decl, Han Decl.)

In their 2 plus years as LPG employees, to and including 6/2/23, Han and Jayde were essential employees of LPG, because Han and Jayde administered approximately 28,000 active litigation files of LPG clients, including hiring, managing, assigning,

Exhibit A shows the check stub was delivered to Jayde on 3/3/23 but was paying for work done for LPG from 2/13/23 to 2/26/23.

<u>Unbeknownst to Han and Jayde Trinh until 6/2/23</u>, on 5/8/23 the

Bankruptcy Court had entered an Order [Dkt65] granting Application of US Trustee to appoint Richard Marshack as Chapter 11 Trustee for LPG. That Order is <u>Exhibit B</u> to Declaration of attorney Kathleen P. March hereto. It was not served on Han or Jayde Trinh. The relevant pages of LPG's bankruptcy case pacer docket are <u>Exhibit A</u> to March Decl. hereto).

On 5/25/23 Marshack filed adversary proceeding 8:23-ap-01046-SC [dkt entry 93 on main case docket]. The pacer docket shows that the summons for that adversary proceeding, to serve Han, Jayde, and Greyson, was not issued until 6/2/23—a week after the 5/26/23 lockout order and preliminary injunction [dkt.13] was granted.. As soon as he filed his adversary proceeding, Marshack, on 5/25/23 filed under seal, a motion [dkt.4 in adversary proceeding docket], moving for lockout and preliminary injunction. Marshack's motion to seal is dkt 3 in adv proc docket and is attached as Exhibit E to this Declaration. Marshack's Motion to seal states Marshack requests sealing because Marshack does not want to alert debtor to Marshack's investigation and strategy. Bky Ct's order granting sealing is dkt.11 in adv proceeding, and is attached as Exhibit F to March Decl hereto).

special counsel, that Tony Diab was no longer in control of debtor LPG, that

Marshack was now in control of debtor LPG, and that Marshack had obtained an

Order of the Bankruptcy Court <u>locking out</u> certain Greyson personnel (including
locking out Jayde and Han) from the Greyson Law Center PC offices located at 3345

Michelson Dr., Irvine, CA, 92612, Suite 400. (Han Decl). That phone conversation

was the first time Han found out any of these things. (Han Decl). Han then told this
information to Jayde. Jayde did not hear from the Trustee or Celentino until Jayde was
served, by mail, with a copy of the 6/2/23 lockout order, which arrived several days
after 6/2/23. (Jayde Decl).

Despite Trustee getting the lockout order and preliminary injunction against Greyson, on 5/26/23 [dkt.13 in adversary proceeding docket, attached as **Exhibit D** to March Declaration, by alleging Greyson was an alter ego of debtor LPG, Trustee's counsel Celentino later admitted, at the hearing held 6/12/23, that Greyson was **NOT an alter ego** of debtor LPG. **Exhibit G** to March Declaration are pages 33-34 of the 6/12/23 hearing transcript, where Celentino admitted this.

The Declaration of attorney March hereto attests that trustees usually promptly inform parties in interest that they have been appointed. But here, the LPG main case pacer docket, and adversary proceeding docket, shows Trustee Marshack and his attorneys **concealed** that Trustee Marshack had been appointed, **concealed** (by not having summonses issued until 6/2/23) that on 5/25/23, Trustee had filed an adversary

lockout), Han and Jayde are entitled to be paid for the **essential** work they did for LPG, from 3/20/23 to 6/2/23. (Jayde Decl, Han Decl, March Decl).

III. PENALTY FOR LATE PAYMENT OF SALARY GETS ADDED TO SALARY, PURSUANT TO CALIFORNIA LABOR CODE § 203.

In addition to that \$52,884.64 of salary, discussed in II. supra, LPG owes Jayde late payment penalties per non-bankruptcy law, for not paying Jayde her salary as it came due) for the 11 full weeks of post-petition work that Jayde did for LPG, from 3/20/23 (date LPG filed bankruptcy) to 6/2/23 (date Chapter 11 Trustee Marshack, by his attorney Celentino, first contacted Han telling her that he was in charge and had obtained a lockout order and preliminary injunction from the Bankruptcy Court).

Bankruptcy debtors are required to comply with non-bankruptcy laws, such as laws requiring employers to pay their W-2 employees timely, and assessing penalties against an employer who fails to pay a W-2 employee timely. Here, non-bankruptcy law is California Labor Code §203. Section 203(a) requires an employer (here LPG) which fails to pay a W-2 employee the employee's salary on time, to pay penalties—for up to 30 days--for each day the pay is late. Specifically, California Labor Code §203 (a) states:

"(a) If an employer willfully fails to pay, without abatement or reduction, in accordance with Sections 201, 201.3, 201.5, 201.6, 201.8, 201.9, 202, and 205.5, any wages of an employee who is discharged or who quits, the wages of the employee shall continue as a penalty from the due date thereof at the same rate until paid or until an action therefor is commenced; but the wages shall not continue for more than 30 days. An employee who secretes or absents themselves to avoid payment to them, or

Jayde's Declaration hereto attests that LPG owes Jayde for 258.71 hours of vacation Jayde accrued but had not taken off, as of 6/2/23. Jayde accrued vacation at 6.16 hours per 2 week pay period. Per the statute, all vested vacation was required to be paid to Jayde on the final date Jayde was employed by LPG, which was 6/2/23. That 258.72 hours of vacation adds to \$31,094.35, calculated by taking Jayde's daily rate of \$961.53 per day (discussed in III supra) and dividing that by 8 as there are 8 hours in a non-overtime work day. \$961.53 divided by 8 =\$120.19 per hour. \$120.19 per hour x 224.83 hours = \$31,094.35.

V. JAYDE'S COMPENSATION INCLUDED LPG PAYING JAYDE'S STUDENT LOAN DEBT, BEFORE JAYDE'S STUDENT LOAN DEBT STARTED ACCRUING INTEREST, AND LPG PAID THAT

As additional compensation, LPG agreed, when it hired Jayde, to pay Jayde's student loans off, before those loans started to accrue interest, and did that. (Jayde Decl hereto). Consequently, Jayde's herein Motion does not seek any payment relating to student loan debt, as LPG paid that timely. As that was paid, it is not part of Jayde's herein administrative claim.

VI. **CONCLUSION**

Pursuant to 11 USC §503(b)(1)(A)(i), LPG's bankruptcy estate owes Jayde §52,884.64 W-2 salary unpaid salary, for Jayde's post-petition work for LPG of, plus owes Jayde late pay penalties of §28,846.15, plus owes Jayde vacation pay of §31,094.35. Together those items add to §114,825.14 owed to Jayde by the LPG

1	bankruptcy estate. For all of the reasons discussed herein, Jayde Trinh respectfully			
2 3	requests that this Court issue an order granting Jayde's Motion, allowing Jayde an			
4	\$114,825.14 administrative claim, pursuant to 11 USC §503(b)(1)(A)(i), and ordering			
5	the LPG bankruptcy estate to forthwith pay Jayde \$114,825.14.			
6	Dated: November 17, 2023 THE BANKRUPTCY LAW FIRM, PC			
7				
8 9		/s/ Kathleen P. March By: Kathleen P. March, Esq		
10		Attorneys for Phuong (aka Jayde) Trinh		
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DECLARATION OF PHUONG (AKA JAYDE) TRINH

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I, Phuong Trinh (aka Jayde Trinh, and referred to as "Jayde" hereinafter), declare:

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1. I am the Movant in my herein Motion moving the Bankruptcy Court, pursuant to 11 USC §503(b)(1)(A)(i), to grant allowance of, and payment of, from the bankruptcy estate of debtor Litigation Practice Group, PC ("LPG"), my unpaid salary for work I performed for LPG post-petition, plus my unpaid vacation pay owed per California state law, plus late-pay penalties owed per California state

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law.

of work.

2. LPG owes me for all 3 of these items, for which LPG has paid me ZERO, as of the date I am filing my herein Motion, in LPG's Chapter 11 bankruptcy case.

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3. \$52,884.64 is owed me for my W-2 unpaid salary, for my post-petition work for LPG from 3/20/23 (date LPG filed bankruptcy) through 6/2/23 (date Trustee Marshack had his field agents lock me and Han Trinh ("Han") out of our offices at Greyson Law Center PC ("Greyson"). That is 11 full 5-day work-weeks

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4. Plus LPG owes me late-pay penalties, owed per California law, of **\$28,846.15**, for not paying the \$52,884.64 salary from 6/2/23 to present.

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- 5. Plus LPG owes me vacation pay of \$\frac{\\$31,825.35}{}\$ owed per California law, for vacation I had earned, but had not taken, as of 6/2/23-- the date Marshack's field agents locked me and Han Trinh ("Han") out of our offices.
- 6. Together 3 those items add to \$114,825.14 owed to me by the LPG bankruptcy estate.
- 7. I was employed by LPG as a W-2 employee, from 11/29/20 through 6/2/23. When first employed, I started work at a salary of \$120,000. LPG thereafter increased my salary. By the time I was doing the 11 weeks of work from 3/20/23 to 6/2/23, my salary at LPG was \$250,000 per year.
- 8. Attached as **Exhibit A** to this Declaration is a Paychex "pay stub" for me, showing the last paycheck I received from LPG. That Paychex "pay stub" shows 1 was being paid \$11,538.47 for that 2 week pay period (pay period of 2/13/23/ to 2/26/23). A year has 52 weeks in it, which is 26 two week pay periods. \$11,538.47 x 26 = \$300,000 salary per year (plus the additional benefits and penalties discussed infra). \$11,538.47 per 2 week pay period = \$5,769.23 per week. For the 11 full work- weeks I worked post-petition, LPG owes me \$5,769.23 per week x 11 weeks = \$52,884.64 salary, that LPG owes me for my **post-petition** work I did for LPG, from 3/20/23 through 6/2/23.
- 9. Around the first week of April 2023, Tony Diab and attorney Daniel March of LPG-- who had been in charge of LPG during the years Han and I had

worked for LPG—told my sister, Han Trinh, that LPG had filed bankruptcy, and that Diab and Dan March would continue to be in charge of LPG, now that LPG had filed bankruptcy, that LPG would operate for a year, and that Han and I and other LPG W-2 employees that were left should continue working for LPG, that LPG would keep running for a year, and that attorney Dan March and Diab would have the bankruptcy court approve LPG paying the salaries of me, Jayde, and the other remaining employees of LPG. Han told me all this, and based on this, I kept working for LPG, based on Tony Diab's telling me that Diab and attorney Dan March of LPG would get the Bankruptcy Court to approve LPG paying the salaries of me, Jayde, and the other LPG W-2 employees.

- 10. Han and I worked partly at LPG's offices in Tustin, and partly remotely, until May 29, 2023, when LPG's rented space was released to the landlord, per relief from stay, and the landlord ordered everyone out of the Tustin offices by 6:00 AM on May 30, 2023. After the landlord took back LPG's offices, until 6/2/23, I worked remotely.
- 11. In our 2 plus years as LPG employees, to and including 6/2/23, Han and I were <u>essential</u> employees of LPG, because Han and I were the LPG employees who administered approximately 28,000 active litigation files of LPG clients, including hiring, managing, assigning, and monitoring performance of attorneys to represent LPG clients, for clients whose matters were not resolved short of

lawsuits. Han and I were the <u>only</u> LPG employees administering LPG's 28,000 active litigation files. Without us administering LPG's 28,000 active litigation files, LPG could not carry on its business.

12. Han and I continued to do this <u>essential</u> work for LPG, administering LPG's thousands of active litigation files, during their 11 weeks of work Han and I

did for LPG <u>post-petition</u>. During those 11 weeks, Han and I continued to respond to the many emails sent to LPG every day, by LPG's clients (people with debt problems who had contracted with LPG to represent them in trying to resolve/defend those clients 'debt problems). Those LPG clients emailed LPG asking where were their attorneys, what was status of their lawsuits, etc.

13. The last salary check that LPG paid me, was paid to me on 3/3/23, through LPG's payroll processor "Paychex". **Exhibit A** to hereto is a true and correct copy to my "Paychex" salary paystub. **Exhibit A** shows my paycheck from LGP was delivered to me on 3/3/23 but was paying for work I did for LPG from 2/13/23 to 2/26/23. Though delivered to me on 3/3/23, it was not funded until 3/10/23. As shown on Exhibit A, my gross pay for the 2 week period was \$9,615.39, which is \$250,000 per year.

14. Unbeknownst to me and Hanuntil 6/2/23 (the date Trustee's field agents
locked us out of our offices at Greyson)the Bankruptcy Court had on 5/8/23
entered an Order [Dkt65] granting the Application of the Office of US Trustee,
to appoint Richard Marshack as Chapter 11 Trustee for LPG. Han and I had no
notice or knowledge that a Trustee had been appointed. We had no notice or
knowledge that Trustee Marshack had on 5/25/23 filed an adversary proceeding
and on 5/25/23 filed a Motion (<u>under seal</u>) for Lockout Orders and Preliminary
Injunction against many defendants named in the adversary proceeding,
including me, Han and Greyson. Though Greyson, Han, and I, were all named
as defendants in that adversary proceeding, the adversary proceeding pacer
docketattached to attorney. March's Declaration heretoshows no summonses
were issued, to be served on me, Jayde, or Greyson, until 6/2/23. 6/2/23 was 7
days <u>after</u> 5/26/23, the date Trustee obtained his Lock-Out Order and
Preliminary Injunction [dkt13 in the adversary proceeding docket, attached as
Exhibit D to March Decl hereto] against me, Han, Greyson and numerous
additional defendants.

15. I didn't find out about any of the things stated in paragraph 14, supra, until 6/2/23, when Trustee Marshack's attorney, Celentino spoke to Han by

phone on 6/2/23, and when Trustee's personnel locked me, Han, and other Greyson personnel out of the Greyson offices on 6/2/23.

- 16. Han and I were still administering thousands of LPG litigation files, from when LPG filed bankruptcy on 3/20/23, up to 6/2/23.
- 17. Though Marshack was appointed on 5/8/23, Marschack concealed the activities stated in paragraph 14 supra, from me and Han and Greyson, until 6/2/23. 6/2/23 was the first date on which any of Marshack, or Marshack's attorneys, or Marshack's field agents, **first contacted** me or Han, in any manner, so far as I am aware.
- 18. On 6/2/23, Han told me that Tony Diab conferenced Han into a phone call with Diab and with Marshack's attorney Celentino. In that call, Celentino told Han that Marshack has been appointed as Chapter 11 Trustee, that Celentino was Marshack's special counsel, that Tony Diab was no longer in control of debtor LPG, that Marshack was now in control of debtor LPG, and that Marshack had obtained an Order of the Bankruptcy Court locking out certain Greyson personnel (including locking out me and Han) from the Greyson Law Center PC offices located at 3345 Michelson Dr., Irvine, CA, 92612, Suite 400. When Han told me what was said by Celentino in that phone call on 6/2/23, that was the first time I found out any of these things. Han told me that Han had told

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Celentino that the Greyson staff they were not required to continue working, that they could go home, because there was no money to pay them. Han told me that Celentino told Han to call the Greyson staff back to work.

- 19. I did not hear from the Trustee or Celentino or any other Trustee personnel, until I was served, by mail, with a copy of the 6/2/23 lockout order, which arrived several days after 6/2/23.
- 20. In addition to the \$52,884.64 of W-2 salary that the LPG bankruptcy estate owes me for my 11 weeks of post-petition work for LPG, LPG owes me \$28,846.15 of late payment penalties per non-bankruptcy law (California state law), for not paying me my W-2 salary as it came due, for the 11 full weeks of post-petition work I did for LPG, from 3/20/23 (date LPG filed bankruptcy) to 6/2/23 (date Chapter 11 Trustee Marshack, by field agents, locked me, Han and other Greyson personnel out of Greyson's offices, froze Greyson's bank accounts, prevented us from accessing Greyson's email, prevented us from accessing Greyson's website, etc. The statutory penalty is daily wage x 30 days. My daily wage was \$961.53 per day, calculated as follows: Start with \$250,000 annual salary, divide by 26 pay periods = \$9,6185.38 per pay period. Then divide \$9,615.38 by 10, because there are 10 working days in each 2 week pay period = \$961.53 per day. Then multiply the \$961.53 per day salary x 30 days of penalty = LPG owes me \$28,846.15 in penalties.

- 21. Plus, the LPG bankruptcy estate owes me vacation pay of \$\frac{\mathbb{8}31,094.35}{\mathbb{8}}\$, for vacation time I accrued before 6/2/23, but had not taken. As of 6/2/23, I had accrued 258.71 hours of vacation, but had not taken that vacation. I accrued vacation at 6.16 hours per 2 week pay period. Per the statute discussed in Memorandum of P & A supra, all vested vacation was required to be paid to me on the final date I was employed by LPG, which was 6/2/23. That 258.72 hours of vacation adds to \$\frac{\mathbb{8}31,094.35}{\mathbb{8}}\$, calculated by taking my daily rate of \$961.53 per day (discussed supra)) and dividing that by 8, as there are 8 hours in a non-overtime work day. \$961.53 divided by 8 =\$120.19 per hour. \$120.19 per hour x 258.71 hours =\$\frac{\mathbb{8}31,094.35}{\mathbb{8}}\$.
- 22. The whole lockout was wrongful and preliminary injunction was wrongful as to Greyson, as to me, and as to Han, because it was based on Trustee's erroneous, and unsupported, allegations that Greyson was an "alter ego" of LPG. Greyson was NOT an alter ego of LPG. At the hearing on 6/12/23, Trustee Marshack's attorney Celentino admitted that Greyson was not an alter ego of LPG, and amended Trustee's adversary proceeding, to remove the allegation that Greyson was an alter ego of LPG. (March Decl hereto attaches, as Exhibit G to March Declaration, pages 33-34 of the 6/12/23 hearing transcript, where Celentino stated "It does not appear that Greyson is an alter ego" [of debtor LPG].

- 23. Because LPG still has not paid me for my 11 workweeks of postpetition W-2 work for LPG, LPG owes me 30 days of penalties, pursuant to California Labor Code \$203(a). The statutory penalty is daily wage x 30 days. My. daily wage was \$961.53 per day, calculated as follows: Start with \$250,000 annual salary, divide by 26 pay periods = \$9,6185.38 per pay period. Then divide \$9,615.38 by 10, because there are 10 working days in each 2 week pay period = \$961.53 per day. Then multiply the \$961.53 per day salary x 30 days of penalty = LPG owes Jayde \$28,846.15. in penalties.
- 24. In addition, I am entitled to be paid for my vacation time that I earned, but had not taken as of 6/2/23, the date I ceased to be employed by LPG. I accrued LPG owes me payment for 258.71 hours of vacation I had accrued, but had not taken off, as of 6/2/23. Han and I each accrued 6.16 hours of vacation time, for each 2 week pay period. Per the statute cited in the Memorandum of Points & Authorities supra, all accrued (aka "vested") vacation, that had not been taken, was required to be paid to me on the final date I was employed by LPG, which was 6/2/23. That 258.71 hours of vacation adds to \$31,094.35, calculated by taking my daily rate of \$961.53 per day (discussed supra) and dividing that by 8 as there are 8 hours in a non-overtime workday. \$961.53 divided by 8 = \$120.19 per hour. \$120.19 per hour x 224.83 hours = \$31,094.35.

1	25. As additional compensation, LPG agreed, when it hired me, to pay my			
2	student loans off, before those loans started to accrue interest, and did that.			
3 4	Consequently, my herein Motion does not seek any payment relating to student			
5	loan debt, as LPG paid that timely. As that was paid, it is not part of my herein			
6	administrative claim.			
7 8	I declare under penalty of perjury that the foregoing is true and correct and that			
9	this Declaration is executed at Orgage, California, on November 14,			
10	2023.			
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12	PHUONG (AKA JAYDE) TRINH			
13	THOONG (ARA JATDE) TRIMI			
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28	NOTICE OF MOTION AND MOTION OF PHUONG (AKA JAYDE) TRINH FOR AN ORDER GRANTING			

NOTICE OF MOTION AND MOTION OF PHUONG (AKA JAYDE) TRINH FOR AN ORDER GRANTING ALLOWANCE AND PAYMENT OF ADMINISTRATIVE CLAIMS PURSUANT TO 11 U.S.C. §503(b)(1)(A); DECLARATIONS OF JAYDE TRINH, HAN TRINH AND KATHLEEN P. MARCH, ESQ. W/EXHS. 22

17542 17th St Ste 100 Tustin CA 92780

Doc 675 Main₀Document

Filed 11/17/23 Entered 11/17/23 18:06:05

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LOC:LPG Law CA EE ID: 1032

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Desc



PERSONAL AND Phuong Trinh	CHECK INFORMATI	ON
Fort Laudengale F	235802	
Soc Sec #: xxx-x	x-xxxx Employee ID:	1032
Home Departmen	nt: 1 LPG CA	
Pay Period: 02/1 Check Date: 03/0	3/23 to 02/26/23 03/23	34
NET PAY ALLO	CATIONS	
DESCRIPTION	THIS PERIOD (\$)	YTD (\$)
Check Amount	0.00	-12448.55
Chkg 643	6224.27	44069.93
NET PAY	6224.27	31621.38

EARNINGS	BASIS OF PAY	DESCRIPTION	HRS/UNITS	RATE THIS PERIOD (\$) Y	TD HOURS	YTD (\$)
		Salary		<u>9615.39</u>	4	18076.95
		Total Hours				
		Gross Earnings		9615.39	48	3076.95
		Total Hrs Worke	d			
		Dir Dep Reimb				500.00
	REIMB & OTHER PAYMENTS					500.00
WITHHOLDING	GS	DESCRIPTION	FILING STATUS	THIS PERIOD (\$)		YTD (\$)
		Social Security		591.20	2	2955.96
		Medicare		138.26		691.31
		Fed Income Tax	SMS	1826.69	Ş	9133.45
		CA Income Tax	SMI2 1 0 No			
		TOTAL		2556.15	12	2780.72
DEDUCTION		DESCRIPTION		THIS PERIOD (\$)		YTD (\$)
		401k EE Pretax		750.00	3	3750.00
		Medical Pre-tax		80.05		400.25
		PostTx EE healt		4.92		24.60
		TOTAL		834.97	- 4	1174.85

NET PAY	THIS PERIOD (\$)	YTD (\$)
	6224.27	31621.38

Payrolls by Paychex, Inc.

0942 1607-7926 Litigation Practice Group PC DBA • 17542 17th St Ste 100 • Tustin CA 92780 • (949) 715-0648

EXHIBIT A

DECLARATION OF HAN TRINH

- I, Han Trinh ("Han") declare:
- 1. I am the Movant in my herein Motion moving the Bankruptcy Court, pursuant to 11 USC §503(b)(1)(A)(i), to grant allowance of, and payment of, from the bankruptcy estate of debtor Litigation Practice Group, PC ("LPG"), my unpaid salary for work I performed for LPG **post-petition**, plus my unpaid vacation pay owed per California state law, plus late-pay penalties owed per California state law.
- 2. LPG owes me for all 3 of these items, for which LPG has paid me ZERO, as of the date I am filing my herein Motion, in LPG's Chapter 11 bankruptcy case.
- 3. <u>\$63,461.54</u> is owed me for my W-2 unpaid <u>salary</u>, for my <u>post-petition</u> work for LPG from 3/20/23 (date LPG filed bankruptcy) through 6/2/23 (date Trustee Marshack had his field agents lock me and Jayde Trinh ("Jayde") out of our offices at Greyson Law Center PC ("Greyson"). That is 11 full 5-day work-weeks of work.
- 4. Plus, LPG owes me <u>late-pay penalties</u>, owed per California law, of <u>\$34,615.38</u>, for not paying the \$63,461.54 salary from 6/2/23 to present.
- 5. Plus, LPG owes me vacation pay of \$38,203.64 owed per California law, for vacation I had earned, but had not taken, as of 6/2/23-- the date Marshack's field agents locked me and Jayde Trinh ("Jayde") out of our offices.
- 6. Together those three items add to <u>\$136,280.56</u> owed to me by the LPG bankruptcy estate.

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- 7. I was employed by LPG as a W-2 employee, from 1/29/21 through 6/2/23. When first employed, I started work at an hourly rate of \$17.31. LPG thereafter increased my salary. By the time I was doing the 11 weeks of work from 3/20/23 to 6/2/23, my salary at LPG was \$300,000 per year.
- 8. Attached as Exhibit A to this Declaration is a Paychex "pay stub" for me, showing the last paycheck I received from LPG. That Paychex "pay stub" shows 1 was being paid \$11,538.47 for that 2 week pay period (pay period of 2/13/23/ to 2/26/23). A year has 52 weeks in it, which is 26 two week pay periods. \$11,538.47 x 26 = \$300,000 salary per year (plus the additional benefits and penalties discussed infra). \$11,538.47 per 2 week pay period = \$5,769.23 per week. For the 11 full workweeks I worked post-petition, LPG owes me \$5,769.23 per week x 11 weeks = \$63,461.54 salary, that LPG owes me for my **post-petition** work I did for LPG, from 3/20/23 through 6/2/23.
- 9. Around the first week of April 2023, Tony Diab and attorney Daniel March of LPG-- who had been in charge of LPG during the years Jayde and I had worked for LPG-- told me that LPG had filed bankruptcy, and that Diab and Dan March would continue to be in charge of LPG, now that LPG had filed bankruptcy. They told me that Jayde and I and the other LPG W-2 employees that were left should continue working for LPG, that LPG would keep running for a year, and that attorney Dan March and Diab would have the bankruptcy court approve LPG paying the salaries of me, Jayde, and the other remaining employees of LPG. I kept

working for LPG, based on Tony Diab's telling me that Diab and attorney Dan March of LPG would get the Bankruptcy Court to approve LPG paying the salaries of me, Jayde, and the other LPG W-2 employees.

- 10. Jayde and I worked partly at LPG's offices in Tustin, and partly remotely, until May 29, 2023, when LPG's rented space was released to the landlord, per relief from stay, and the landlord ordered everyone out of the Tustin offices by 6:00 AM on May 30, 2023. After the landlord took back LPG's offices, until 6/2/23, I worked remotely.
- 11. In our 2 plus years as LPG employees, to and including 6/2/23, Jayde and I were essential employees of LPG, because Jayde and I were the LPG employees who administered approximately 28,000 active litigation files of LPG clients, including hiring, managing, assigning, and monitoring performance of attorneys to represent LPG clients, for clients whose matters were not resolved short of lawsuits. Jayde and I were the only LPG employees administering LPG's 28,000 active litigation files. Without us administering LPG's 28,000 active litigation files, LPG could not carry on its business.
- 12. Jayde and I continued to do this <u>essential</u> work for LPG, administering LPG's thousands of active litigation files, during their 11 weeks of work Jayde and I did for LPG <u>post-petition</u>. During those 11 weeks, Jayde and I continued to respond to the many emails sent to LPG every day, by LPG's clients (people with debt problems who had contracted with LPG to represent them in trying to resolve/defend

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those clients' debt problems). Those LPG clients emailed LPG asking where were their attorneys, what was status of their lawsuits, etc.

- 13. The last salary check that LPG paid me, was paid to me on 3/3/23, through LPG's payroll processor "Paychex". **Exhibit A** to hereto is a true and correct copy to my "Paychex" salary paystub. **Exhibit A** shows my paycheck from LGP was delivered to me on 3/3/23 but was paying for work I did for LPG from 2/13/23 to 2/26/23. Though delivered to me on 3/3/23, it was not funded until 3/10/23 and posted in my bank account on 3/13/23.
- 14. Unbeknownst to me and Jayde--until 6/2/23 (the date Trustee's field agents locked us out of our offices at Greyson)--the Bankruptcy Court had on 5/8/23 entered an Order [Dkt65] granting the Application of the Office of US Trustee, to appoint Richard Marshack as Chapter 11 Trustee for LPG. Jayde and I had no notice or knowledge that a Trustee had been appointed. We had no notice or knowledge that Trustee Marshack had on 5/25/23 filed an adversary proceeding and on 5/25/23 filed a Motion (under seal) for Lockout Orders and Preliminary Injunction against many defendants named in the adversary proceeding, including me, Jayde and Greyson. Though Greyson, Jayde and I were all named as defendants in that adversary proceeding, the adversary proceeding pacer docket--attached to attorney. March's Declaration hereto--shows no summons were issued, to be served on me, Jayde, or Greyson, until 6/2/23. 6/2/23 was 7 days after 5/26/23, the date Trustee obtained his Lock-Out Order and Preliminary Injunction [dkt13 in the adversary

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- proceeding docket, attached as an exhibit to March Decl hereto] against me, Jayde, Greyson and numerous additional defendants.
- I did not find out about any of the things stated in paragraph 14, until 6/2/23, when Trustee Marshack's attorney, Celentino spoke to me by phone on 6/2/23, and when Trustee's personnel locked me, Jayde, and other Greyson personnel out of the Greyson's office on 6/2/23.
- 16. Jayde and I were still administering thousands of LPG litigation files, from when LPG filed bankruptcy on 3/20/23, up to 6/2/23.
- 17. Though Marshack was appointed on 5/8/23, Marschack concealed the activities stated in paragraph 14 supra, from me and Jayde and Greyson, until 6/2/23. 6/2/23 was the first date on which any of Marshack, or Marshack's attorneys, or Marshack's filed agents, **first contacted** me and Jayde, in any manner.
- 18. On 6/2/23, Tony Diab conferenced me into a phone call with Diab and with Marshack's attorney Celentino. In that call, Celentino told me that Marshack has been appointed as Chapter 11 Trustee, that Celentino was Marshack's special counsel, that Tony Diab was no longer in control of debtor LPG, that Marshack was now in control of debtor LPG, and that Marshack had obtained an Order of the Bankruptcy Court locking out certain Greyson personnel (including locking out me and Jayde) from the Greyson Law Center PC offices located at 3345 Michelson Dr., Irvine, CA, 92612, Suite 400. That phone conversation was the first time I found out any of these things. I told Celentino I had told the Greyson staff they were not

required to continue working, that they could go home, because there was no money to pay them. Celentino told me to call the Greyson staff back to work.

- 19. After my phone call with Celentino, I told Jayde what had been said in that conversation. To my knowledge, Jayde did not hear from the Trustee or Celentino or any other Trustee personnel, until Jayde was served, by mail, with a copy of the 6/2/23 lockout order, which arrived several days after 6/2/23.
- 20. In addition to the \$63,461.54 of salary that LPG owes me for my 11 weeks of post-petition work for LPG, LPG owes me late payment penalties per non-bankruptcy law (California state law), for not paying me my W-2 salary as it came due, for the 11 full weeks of post-petition work I did for LPG, from 3/20/23 (date LPG filed bankruptcy) to 6/2/23 (date Chapter 11 Trustee Marshack, by his attorney Celentino, first contacted me telling me that he was in charge and had obtained a lockout order and preliminary injunction from the Bankruptcy Court, and locked me, Jayde and other Greyson staff out of Greyson's offices pursuant to that order, and froze Greyson's bank accounts, prevented us from accessing Greyson's email, prevented us from accessing Greyson's website, etc.
- 21. The whole lockout was wrongful and preliminary injunction was wrongful as to Greyson, as to me, and as to Han, because it was based on Trustee's erroneous, and unsupported, allegations that Greyson was an "alter ego" of LPG, and Greyson was NOT an alter ego of LPG. At the hearing on 6/12/23, Trustee Marshack's attorney Celentino admitted that Greyson was not an alter ego of LPG,

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and amended Trustee's adversary proceeding, to remove the allegation that Greyson was an alter ego of LPG. (March Decl hereto attaches, as **Exhibit G** to March Declaration, pages 33-34 of the 6/12/23 hearing transcript, where Celentino stated "It does not appear that Greyson is an alter ego" [of debtor LPG].

- 22. Because LPG still has not paid me for my 11 workweeks of postpetition W-2 work for LPG, LPG owes me 30 days of penalties, pursuant to California Labor Code §203(a). The statutory penalty is daily wage x 30 days. My daily wage was \$1,153.85 per day, calculated as follows: Start with \$300,000 annual salary, divide by 26 pay periods = \$11,538.46 per pay period. Then divide \$11,538.46 by 10, because there are 10 working days in each 2 week pay period = \$1,153.85 per day. Then multiply the \$1,153.85 per day salary x 30 days of penalty = LPG owes me \$34,615.38 in penalties.
- In addition, I am entitled to be paid for my vacation time that I earned, 23. but had not taken as of 6/2/23, the date I ceased to be employed by LPG. I accrued LPG owes me payment for 264.88 hours of vacation I had accrued, but had not taken off, as of 6/2/23. Jayde and I each accrued 6.16 hours of vacation time, for each 2 week pay period. Per the statute cited in the Memorandum of Points & Authorities supra, all accrued (aka "vested") vacation, that had not been taken, was required to be paid to me on the final date I was employed by LPG, which was 6/2/23. That 264.88 hours of vacation adds to \$38,203.64, calculated by taking my daily rate of \$1,153.85 per day (discussed supra) and dividing that by 8 as there are 8 hours in a

non-overtime workday. \$1,153.85 divided by 8 = \$144.23 per hour. \$144.23 per hour x 264.88 hours = \$38,203.64.

- 24. In addition to being owed my salary, vacation pay, and late pay penalties, I had items I owned personally in the office I occupied at Greyson, which Trustee personnel locked me out of, on 6/2/23. These items include an 86 inch TV, which was installed and bolted to the wall of my office, an oriental vase which was a present to me, by persons unrelated to LPG along with computers/computer equipment and additional items I had bought, with my own money.
- 25. The LPG bankruptcy estate owes me for the items Trustee's field agents "lost" from the Greyson office, after they locked me out of it. **Exhibit B** to this Declaration is a list of what I had paid for those "lost" items, which I will now have to replace. The amount owed to me, by the bankruptcy estate, for my personally owned items, which "disappeared"/were "lost" from the locked office, after the lockout on 6/2/23, is **\$14,433.56** as shown on **Exhibit B**.
- 26. Trustee's field agent even told me that the field agents could not locate my 86 inch TV, even though that TV was installed on the wall in the locked office I occupied, **bolted to the wall of that office**. Trustee's field agent telling me she could not locate my 86 inch screen TV, which was bolted to the wall in my Greyson office that Trustee's field agent locked me out of, was a lie.
- 27. Attorney March had to send multiple emails to Trustee counsel Christopher Ghio, to get my 86 inch TV returned to me. It took me several trips to

TV, my oriental vase, and a few other small items they eventually admitted they had. I had to bring workers to remove the TV from where it was bolted to the wall. Trustee's field agents simply lied, when they told me they could not locate my 86 inch TV, even after I told Trustee's field agents (and attorney March told Trustee's attorney Ghio) that my TV was bolted to the wall in my office that that Trustee's personnel had locked me out of on 6/2/23. Trustee personnel should not have been allowed to act the way the Trustee's field agents acted, toward me.

the locked Greyson offices, for me to get Trustee's field agents to give me back my

I declare under penalty of perjury that the foregoing is true and correct and that this Declaration is executed at Orange, California, on November 09, 2023.

HAN KRINH

LITIGATION PRACTICE GROUP PC 17542 17th St Ste 100 Tustin CA 92780

Doc 675 Maino Document

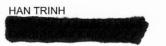
Filed 11/17/23 Entered 11/17/23 18:06:05 Page 37 of 108

LOC:LPG Law CA EE ID: 1031

DD

Desc

Payrolls by Paychex, Inc



PERSONAL AND CHECK INFORMATION Han Trinh	EARNINGS	BASIS OF DESCRIPTION PAY	HRS/UNITS	RATE THIS PERIOD (\$) Y	TD HOURS	YTD (\$)
Manual Chery Brive		Salary		11538.47		69230.82
		Holiday			M24.0000	
Soc Sec #: xxx-xx-xxxx Employee ID: 1031		Total Hours			24.0000	
		Gross Earnings		11538.47		69230.82
Home Department: 1 LPG CA		Total Hrs Worked	d _			
Pay Period: 02/13/23 to 02/26/23		Dir Dep Reimb				300.00
Check Date: 03/03/23		REIMB & OTHER	PAYMENTS			300.00
NET PAY ALLOCATIONS	WITHHOLDINGS	DESCRIPTION	FILING STATUS	THIS PERIOD (\$)		YTD (\$)
DESCRIPTION THIS PERIOD (\$) YTD (\$)		Social Security		690.62		4143.73
Check Amount 0.00 0.00		Medicare		161.52		969.10
Chkg 860 <u>5297.84</u> <u>32087.05</u>		Fed Income Tax	SMS	1841.42		11048.52
NET PAY 5297.84 32087.05		CA Income Tax	SMI2 1 0	739.71		4438.26
		CA Disability		100.25		601.50
	-	TOTAL		3533.52		21201.11
	DEDUCTION	DESCRIPTION		THIS PERIOD (\$)		YTD (\$)
		401k EE Pretax		2307.69		13846.14
		Medical Pre-tax		399.42		2396.52
		TOTAL		2707.11		16242.66

NET PAY	THIS PERIOD (\$) 5297.84	1.7

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EXHIBIT A

DECLARATION OF KATHLEEN P. MARCH ESQ.

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I, KATHLEEN P. MARCH, declare:

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- 1. I am an attorney in good standing, admitted to practice law in California and New York. I own and run The Bankruptcy Law Firm, PC, counsel to Han and Jayde Trinh on their respective 11 USC 503(b)(1)(A)(i) Motions for Allowance and Payment of Administrative Claims.
- 2. Attached to my herein Declaration, as **Exhibit A**, are the relevant pages of debtor Litigation Practice Group PC's ("LPG") pacer bankruptcy docket. The pacer docket shows LPG filed its Chapter 11 bankruptcy case on 3/20/23, and was originally a debtor in possession.
 - Bankruptcy Court had, on 5/8/23, entered an Order [Dkt65], granting the Application of the Office of US Trustee, to appoint Richard Marshack as Chapter 11 Trustee for LPG. That Order [dkt.65] is Exhibit B to this Declaration. The Notice of Entry on that Order shows that Order was not served on Han or Jayde Trinh.
 - 27. On 5/25/23 Marshack filed adversary proceeding 8:23-ap-01046-SC [dkt entry 93 on main case docket]. The relevant pages of the adversary proceeding pacer docket are **Exhibit C** hereto.
 - 28. On 5/25/23-- the same day Marshack filed his adversary proceeding--Marshack, filed <u>under seal</u>, a motion [dkt.4 in adversary proceeding docket],

moving for lockout and preliminary injunction. Marshack's motion to seal is dkt 3 in adv proc docket (attached as **Exhibit E** to this Declaration), and states Marshack requests sealing because Marshack does not want to alert debtor to Marshack's investigation and strategy. BkyCt's order granting sealing is dkt.11 in adv proceeding (and is attached as **Exhibit F** to this Declaration).

- 29. On 5/26/23 the Bankruptcy Court granted Trustee Marshack dkt.13, the lockout and preliminary injunction order [copy of that Order is **Exhibit D** to this Declaration. So far as the pacer docket for the adversary proceeding shows, no defendants had notice of that 5/26/23 hearing, they hadn't been served with the adversary proceeding or with Trustee's emergency motion for the lockout and preliminary injunction order, and no defendants had notice on 5/26/23, that the Bankruptcy Court had granted the 5/26/23 lockout and preliminary injunction Order.
- 30. That adversary proceeding docket shows that the summonses for that adversary proceeding, to serve Han, Jayde, and Greyson with Trustee's adversary proceeding complaint, were not issued until 6/2/23—which was a week <u>after</u> the 5/26/23 lockout order and preliminary injunction [dkt.13 in adv proc docket, attached as <u>Exhibit D</u> hereto] was granted to Trustee Marshack by the Bankruptcy Court.

- 31. In my 35 years of bankruptcy experience, trustees usually promptly inform parties in interest that they have been appointed as trustees. That is NOT the case here. The LPG pacer docket shows Trustee Marshack and his attorneys concealed that Trustee Marshack had been appointed; concealed (by not serving summonses) that Trustee had filed an adversary proceeding (8;23-ap-01046-SC) against Tony Diab and many additional defendants, including Han and Jayde Trinh and Greyson Law Center PC; concealed that Trustee had moved for a lockout order and preliminary injunction (by Trustee filing Trustee's emergency motion for lockout order and preliminary injunction under seal); and concealed that Trustee's motion for lockout and preliminary injunction had been granted on 5/26/23, until Trustee personnel arrived to lock the Greyson personnel out of the Greyson offices at 3345 Michelson Dr., Irvine, CA, 92612, Suite 400, on 6/2/23.
- 32. Han and Jayde's Declarations hereto attest that when Trustee personnel performed the lockout on 6/2/23, only trustee personnel and certain Greyson staff that Trustee personnel instructed to continue working—NOT Han and Jayde---were allowed into the Greyson offices.
- 33. Due to Trustee's failure to notify Han or Jayde Trinh of any of the above, until Celentino spoke to Han Trinh on 6/2/23 (as Trustee personnel were performing the lockout)--Han and Jayde are entitled to be paid for the **essential** work they did for LPG, from 3/20/23 to 6/2/23.

- 34. Trustee's attorney Christopher Ghio, and Trustee's field agents, were resistant to returning to Han Trinh, Han's personally owned items that had been locked inside Han's office at Greyson, in the 6/2/23 lockout. I had to send multiple emails to Trustee Marshack's attorney Christopher Ghio, Esq., to get Han's personally owned 86 inch big screen TV returned to Han, by Trustee's field agents. Ghio told me, in one of his emails to me, that Han's big screen TV could not be located. That was obviously not correct, because that TV was still bolted to the wall in Han's office at Greyson Law Center PC ("Greyson), which Trustee personnel had locked Han out of on 6/2/23, changing the lock on that office.
- 35. Locking Greyson personnel out of the Greyson offices was error, because Trustee Marshack obtained the 5/26/23 "Lockout" order and preliminary injunction, against many defendants, including Greyson, based on false allegations of Trustee declarants that Greyson was an alter ego of debtor LPG.
- 36. At the later hearing, held on 6/12 23, Trustee attorney Celentino admitted that Greyson was not an alter ego of LPG. Exhibit G hereto is pages 33-34 of the 6/12/23 Bankruptcy Court hearing transcript, where Trustee's attorney Celentino admitted that Greyson Law Center PC was not an alter ego of debtor LPG.

1	37. Greyson personnel, including Han, should not have been locked out of
2	Greyson's offices on 6/2/23. The LPG bankruptcy estate is liable to pay Han for
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4	Han's personally owned items that "disappeared" from Han's office at Greyson,
5	after Trustee's field agents locked Han out of her office, on 6/2/23.
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7	I declare under penalty of perjury that the foregoing is true and correct and that
8	this Declaration is executed at Los Angeles, California, on November 8, 2023.
9	/s/ Kathleen P. March
10	KATHLEEN P. MARCH
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U.S. Bankruptcy Court Central District of California (Santa Ana) Bankruptcy Petition #: 8:23-bk-10571-SC

Date filed: 03/20/2023

341 meeting: 04/24/2023

Deadline for objecting to discharge: 06/23/2023

Assigned to: Scott C Clarkson

Chapter 11 Voluntary Asset

Debtor

The Litigation Practice Group P.C.

17542 17th St Suite 100 Tustin, CA 92780 ORANGE-CA

Tax ID / EIN: 83-3885343

Trustee

949-333-7777

Richard A Marshack (TR)

Marshack Hays Wood LLP 870 Roosevelt Irvine, CA 92620 represented by Joon M Khang

KHANG & KHANG LLP

4000 Barranca Parkway, Suite 250

Irvine, CA 92604 949-419-3834 Fax: 949-419-3835

Email: joon@khanglaw.com

represented by Peter W Bowie

Dinsmore & Shohl LLP 655 W. Broadway

Suite 800

San Diego, CA 92101

619-400-4521

Fax: 619-400-0501

Email: <u>peter.bowie@dinsmore.com</u>

Christopher Celentino

Dinsmore & Shohl LLP

655 W. Broadway

Suite 800

San Diego, CA 92101

619-400-0519

Fax: 619-400-0501

Email: christopher.celentino@dinsmore.com

Christopher Ghio

Dinsmore & Shohl, LLP

655 W. Broadway

Suite 800

92101

San Diego, CA 92101

619-400-0500

Fax: 619-238-1981

Email: christopher.ghio@dinsmore.com

EXHIBIT A

D Edward Hays

Marshack Hays LLP

870 Roosevelt Ave

949-333-7777

Fax: 949-333-7778

Email: <u>ehays@marshackhays.com</u>

Yosina M Lissebeck

Dinsmore & Shohl, LLP 655 W. Broadway Suite 800 92101 San Diego, CA 92129 619-400-0473

Fax: 619-400-0501

Email: Yosina.Lissebeck@Dinsmore.com

Laila Masud

Marshack Hays Wood LLP 870 Roosevelt Irvine, CA 92620 949-333-777

Fax: 949-333-7778

Email: lmasud@marshackhays.com

Jonathan Serrano

Dinsmore & Shohl LLP 550 S Hope Street Suite 1765 Los Angeles, CA 91741 213-335-7758

Email: jonathan.serrano@dinsmore.com

U.S. Trustee United States Trustee (SA) 411 W Fourth St., Suite 7160 Santa Ana, CA 92701-4593 (714) 338-3400

represented by Kenneth Misken

DOJ-Ust Office of the United States Trustee 411 W. Fourth Street, #7160 Santa Ana, CA 92701 714-338-3405

Email: Kenneth.M.Misken@usdoj.gov

Queenie K Ng

411 West Fourth St. Suite 7160 Santa Ana, CA 92701 714-338-3403

Fax: 714-338-3421

Email: <u>queenie.k.ng@usdoj.gov</u>

Leslie Skorheim

Office of the United States Trustee 411 W Fourth St Ste 7160 Santa Ana, CA 92701 714-338-3400

Email: <u>leslie.skorheim@usdoj.gov</u>

11/15/23, 2:10 20 8:23-bk-10571-SC

Doc 675 cMrited 111/147/28 18:06:05

Main Document represented by Nicholas A Koffroth

Creditor Committee

(310) 598-4150

Committee of Unsecured Creditors

c/o Fox Rothschild LLP Attn: Nicholas A. Koffroth 10250 Constellation Blvd. Suite 900 Los Angeles, CA 90067 Fox Rothschild LLP 10250 Constellation Boulevard Suite 900 Los Angeles, CA 90067

310-598-4150 Fax: 310-556-9828

Email: <u>nkoffroth@foxrothschild.com</u>

Keith C Owens

Fox Rothschild LLP 10250 Constellation Blvd. Suite 900 Los Angeles, CA 90067 310-598-4150

Email: kowens@foxrothschild.com

Filing Date	#	Docket Text
05/01/2023	52 (3 pgs)	Amending Schedules (D) Filed by Debtor The Litigation Practice Group P.C (Khang, Joon) (Entered: 05/01/2023)
05/01/2023		Receipt of Amending Schedules D and/or E/F (Official Form 106D, 106E/F, 206D, or 206E/F) (Fee)(8:23-bk-10571-SC) [misc,amdsch] (32.00) Filing Fee. Receipt number A55409720. Fee amount 32.00. (re: Doc# 52) (U.S. Treasury) (Entered: 05/01/2023)
05/01/2023	53 (1 pg)	Schedule G Non-Individual: Executory Contracts and Unexpired Leases (Official Form 106G or 206G) Filed by Debtor The Litigation Practice Group P.C (Khang, Joon) (Entered: 05/01/2023)
05/01/2023	54 (18 pgs)	Statement of Financial Affairs for Non-Individual Filing for Bankruptcy (Official Form 107 or 207) <i>Amended</i> Filed by Debtor The Litigation Practice Group P.C (Khang, Joon) (Entered: 05/01/2023)
05/01/2023	55 (17 pgs)	Chapter 11 Monthly Operating Report for the Month Ending: 03/31/2023 Filed by Debtor The Litigation Practice Group P.C (Khang, Joon) (Entered: 05/01/2023)
05/02/2023	56 (10 pgs)	Objection (related document(s): 41 Notice filed by Debtor The Litigation Practice Group P.C.) /Objection to Notice of Setting/Increasing Insider Compensation of Daniel March and Request for Hearing Thereon; Declaration of Marilyn Sorensen in Support Thereof; along with Proof of Service Filed by U.S. Trustee United States Trustee (SA) (Ng, Queenie) (Entered: 05/02/2023)
05/03/2023	<u>57</u> (4 pgs)	Objection (related document(s): 56 Objection filed by U.S. Trustee United States Trustee (SA)) Joinder in Objection to Notice of Insider Compensation Filed by the Office of the United States Trustee Filed by Creditors Debt Validation Fund II, LLC, MC DVI Fund 1, LLC, MC DVI Fund 2, LLC (Hollander, Garrick) (Entered: 05/03/2023)
05/03/2023	68	Hearing Held (RE: related document(s) 19 Motion for Relief from Stay - Unlawful Detainer RE: 17542 E. 17th Street, Suites 100, 105, 250 & 330, Tustin, CA 92780 filed by Creditor SDCO Tustin Executive Center, Inc.)

/15/23, 2:1 ©248e 8:23		c 675 cMFilterd 11.1/137/k28 cy Entered 711/17/28 18:06:05 Desc in Document ages 164 of 128 ons 362(d)(1) and (d)(2) with 4001(a)(3) waiver. Extraordinary Relief Denied - Order by attorney. (JL) Modified on 5/18/2023 (NB8). (Entered: 05/09/2023)
05/03/2023	69	Hearing Held (RE: related document(s)21 Motion By United States Trustee To Dismiss Or Convert Case Pursuant To 11 U.S.C. Section 1112(b) filed by U.S. Trustee United States Trustee (SA)) Motion Denied. Order by Attorney. (JL) Modified on 5/18/2023 (NB8). (Entered: 05/09/2023)
05/04/2023	58 (2 pgs)	Order Directing United States Trustee To Appoint Chapter 11 Trustee. IT IS ORDERED: The Motion Shall Be And Hereby Is GRANTED, As Set Forth Herein. The United States Trustee Is Directed To Appoint A Chapter 11 Trustee In This Case. (BNC-PDF) (Related Doc # 21) Signed on 5/4/2023 (NB8) (Entered: 05/04/2023)
05/04/2023	59 (3 pgs)	Order Granting Motion for relief from stay UNLAWFUL DETAINER To SDCO Tustin Executive Center, Inc. RE: 17542 E. 17th Street, Suites 100, 105, 250 And 330, Tustin, CA 92780 (Orange County) (BNC-PDF) (Related Doc # 19) Signed on 5/4/2023 (NB8) (Entered: 05/04/2023)
05/06/2023	60 (4 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s) <u>58</u> Order on Generic Motion (BNC-PDF)) No. of Notices: 1. Notice Date 05/06/2023. (Admin.) (Entered: 05/06/2023)
05/06/2023	61 (5 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s) <u>59</u> Motion for relief from stay UNLAWFUL DETAINER (BNC-PDF)) No. of Notices: 1. Notice Date 05/06/2023. (Admin.) (Entered: 05/06/2023)
05/08/2023	62 (3 pgs)	Notice of Appointment of Chapter 11 Trustee; along with Proof of Service Filed by U.S. Trustee United States Trustee (SA). (Ng, Queenie) (Entered: 05/08/2023)
05/08/2023	63 (3 pgs)	Notice /Acceptance of Appointment as Chapter 11 Trustee; along with Proof of Service Filed by U.S. Trustee United States Trustee (SA). (Ng, Queenie) (Entered: 05/08/2023)
05/08/2023	64 (7 pgs)	Application For Order Approving Appointment of Trustee and Fixing Bond; along with Proof of Service Filed by U.S. Trustee United States Trustee (SA) (Ng, Queenie) (Entered: 05/08/2023)
05/08/2023	65 (1 pg)	Order Approving the U.S. Trustee's Application for the Appointment of a Chapter 11 Trustee. Richard A. Marshack is appointed as the Chapter 11 Trustee in the above captioned case. (BNC-PDF) (Related Doc 64) Signed on 5/8/2023 (AM). Modified on 5/8/2023 (AM). (Entered: 05/08/2023)
05/09/2023	66 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Hays, D. (Hays, D) (Entered: 05/09/2023)
05/09/2023	67 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Masud, Laila. (Masud, Laila) (Entered: 05/09/2023)
05/10/2023	70 (3 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s)65 Order on Generic Application (BNC-PDF)) No. of Notices: 1. Notice Date 05/10/2023. (Admin.) (Entered: 05/10/2023)
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05/11/2023	71 (3 pgs)	Request for special notice <i>and Notice of Appearance</i> Filed by Creditor City Capital NY. (Hochheiser, Alan) (Entered: 05/11/2023)
05/15/2023	72 (3 pgs)	Voluntary Dismissal of Motion Notice Of Withdrawal Of Notice Of Motion And Motion Of Debt Validation Fund II, LLC, MC DVI Fund 1, LLC, And MC DVI Fund 2, LLC To Dismiss Chapter 11 Case Pursuant To 11 U.S.C. §§ 105, 305, 349, & 1112, Or In The Alternative Convert This Case To Chapter 7 Or Appoint A Trustee Filed by Creditors Debt Validation Fund II, LLC, MC DVI Fund 1, LLC, MC DVI Fund 2, LLC (RE: related document(s)44 Motion to Dismiss Debtor Notice Of Motion And Motion By DVF And MC DVI To Dismiss Chapter 11 Case Pursuant To 11 U.S.C. Sections 105, 305, 349, & 1112, Or In The Alternative Convert This Case To Chapter 7 Or Appoint A Trustee). (Hollander, Garrick) (Entered: 05/15/2023)
05/17/2023	73 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Richards, Ronald. (Richards, Ronald) (Entered: 05/17/2023)
05/17/2023	74	Hearing Continued On Motion (RE: related document 44 Motion By DVF And MC DVI To Dismiss Chapter 11 Case Pursuant To 11 U.S.C. Sections 105, 305, 349, And 1112, Or In The Alternative Convert This Case To Chapter 7 Or Appoint A Trustee) - HEARING ON MOTION CONTINUED TO JUNE 14, 2023 AT 1:30 P.M. IN COURTROOM 5C, LOCATED AT 411 WEST FOURTH STREET, SANTA ANA, CA 92701. STATUS REPORT DUE (14) FOURTEEN DAYS IN ADVANCE, The case judge is Scott C Clarkson (NB8) (Entered: 05/19/2023)
05/19/2023	75 (23 pgs)	Notice of Motion and Motion in Individual Ch 11 Case for Order Employing Professional (LBR 2014-1): Marshack Hays LLP as General Counsel Application by Chapter 11 Trustee to Employ Marshack Hays LLP as General Counsel; Memorandum of Points and Authorities; Declaration of D. Edward Hays in Support; with proof of service Filed by Trustee Richard A Marshack (TR) (Hays, D) (Entered: 05/19/2023)
05/19/2023	76 (13 pgs)	Notice of motion/application Filed by Trustee Richard A Marshack (TR) (RE: related document(s)75 Notice of Motion and Motion in Individual Ch 11 Case for Order Employing Professional (LBR 2014-1): Marshack Hays LLP as General Counsel Application by Chapter 11 Trustee to Employ Marshack Hays LLP as General Counsel; Memorandum of Points and Authorities; Declaration of D. Edward Hays in Support; with proof of service Filed by Trustee Richard A Marshack (TR)). (Hays, D) (Entered: 05/19/2023)
05/22/2023	77 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Golubow, Richard. (Golubow, Richard) (Entered: 05/22/2023)
05/22/2023	78 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Kupetz, David. (Kupetz, David) (Entered: 05/22/2023)
05/24/2023	7 <u>9</u> (1 pg)	Request for special notice Filed by Creditor Jason Patterson Stopnitzky. (Chayo, Leslie) (Entered: 05/24/2023)
05/25/2023	9 <u>3</u> (29 pgs)	Adversary case 8:23-ap-01046. Complaint by Plaintiff: Richard A. Marshack against Defendants: Tony Diab , Daniel S. March , Rosa Bianca Loli , Lisa Cohen , William Taylor Carss , Eng Tang , Maria Eeya Tan , Jake Akers , Han Trinh , Jayde Trinh , Wes Thomas , Scott James Eadie , Jimmy Chhor , Dongliang Jiang , Oakstone Law Group PC , Greyson Law 43

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05/31/2023	80 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Lieberman, Michael. (Lieberman, Michael) (Entered: 05/31/2023)
05/31/2023	81 (4 pgs)	Status Report for Chapter 11 Status Conference with Proof of Service Filed by Trustee Richard A Marshack (TR). (Hays, D) (Entered: 05/31/2023)
06/05/2023	82 (1 pg)	Notice of Change of Address of Ronald W. Moore. Filed by Creditor Ronald W. Moore. [EDB] (VN) (Entered: 06/05/2023)
06/06/2023	83 (1 pg)	Amended Notice of Change of Address (Zip Code) of Ronald W Moore. Filed by Creditor Ronald W. Moore. [EDB](VN) (Entered: 06/06/2023)
06/06/2023	84 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Salvato, Gregory. (Salvato, Gregory) (Entered: 06/06/2023)
06/06/2023	85 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Misken, Kenneth. (Misken, Kenneth) (Entered: 06/06/2023)
06/07/2023	86 (17 pgs)	Application to Employ Bicher & Associates as Field Agent and Forensic Analyst and Declaration in support; with Proof of Service Filed by Trustee Richard A Marshack (TR) (Marshack (TR), Richard) (Entered: 06/07/2023)
06/07/2023	87 (7 pgs)	Notice of Opportunity To Request a Hearing On Motion (LBR 9013-1(o)) with Proof of Service Filed by Trustee Richard A Marshack (TR) (RE: related document(s)86 Application to Employ Bicher & Associates as Field Agent and Forensic Analyst and Declaration in support; with Proof of Service Filed by Trustee Richard A Marshack (TR) (Marshack (TR), Richard)). (Marshack (TR), Richard) (Entered: 06/07/2023)
06/07/2023	88 (2 pgs)	Order Advancing Status Conference To Be Heard Concurrently With Related Matters And Requiring Notice. IT IS ORDERED: The Court Hereby ORDERS That The Status Conference Be ADVANCED To JUNE 12, 2023, AT 1:30 P.M. To Be Heard Concurrently With Matters In Related Adversary Proceedings, And That The Chapter 11 Trustee Serve A Copy Of This Order To The Noticed Parties Within 24 Hours Of Entry Of This Order. (BNC-PDF) (Related Doc # 14) Signed on 6/7/2023 (NB8) (Entered: 06/07/2023)
06/07/2023	89 (9 pgs)	Proof of service Filed by Trustee Richard A Marshack (TR) (RE: related document(s)88 ORDER to continue/reschedule hearing (BNC-PDF)). (Hays, D) (Entered: 06/07/2023)
06/07/2023	90 (42 pgs; 2 docs)	Application to Employ Dinsmore & Shohl LLP as Special Counsel to Chapter 11 Trustee Filed by Trustee Richard A Marshack (TR)

/15/23, 2: 1©21/5e 8:2 ;		675 CMFilted U.S./Ha7k23cy Conterved 11/11/12/23 18:06:05 Desc Documental Hage dan Afold Christopher Celentino) (Celentino, Christopher) (Entered: 06/07/2023)
06/07/2023	9 <u>1</u> (6 pgs)	Notice Of Filing Application Pursuant To 11 U.S.C. Section 327(a) Authorizing The Retention And Employment Of Dinsmore & Shohl LLP As Special Counsel For Chapter 11 Trustee Richard A. Marshack And Opportunity To Request A Hearing Filed by Trustee Richard A Marshack (TR) (RE: related document(s)90 Application to Employ Dinsmore & Shohl LLP as Special Counsel to Chapter 11 Trustee Filed by Trustee Richard A Marshack (TR) (Attachments: # 1 Declaration of Christopher Celentino)). (Celentino, Christopher) (Entered: 06/07/2023)
06/07/2023	92 (6 pgs)	Statement Of Disinterestedness For Employment Of Professional Person Under FRBP 2014 Filed by Trustee Richard A Marshack (TR). (Celentino, Christopher) (Entered: 06/07/2023)
06/08/2023	94 (9 pgs)	Proof of service Supplemental Proof of Service Filed by Trustee Richard A Marshack (TR) (RE: related document(s)91 Notice). (Celentino, Christopher) (Entered: 06/08/2023)
06/09/2023	95 (20 pgs)	Application to Employ Grobstein Teeple LLP as Accountant Notice of Application and Application of Chapter 11 Trustee, Richard A. Marshack, for Authorization to Employ Grobstein Teeple LLP as Accountants Effective May 12, 2023; Statement of Disinterestedness; Proof of Service; Exhibits A-B Filed by Accountant Grobstein Teeple LLP. (Teeple, Joshua) (Entered: 06/09/2023)
06/09/2023	96 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Still, Andrew. (Still, Andrew) (Entered: 06/09/2023)
06/09/2023	97 (4 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s) <u>88</u> ORDER to continue/reschedule hearing (BNC-PDF)) No. of Notices: 1. Notice Date 06/09/2023. (Admin.) (Entered: 06/09/2023)
06/12/2023	98	Hearing Continued On Status Conference (RE: related document 14 - Status Conference RE: (1) Case Management Conference And (2) Requiring Status Report) - STATUS CONFERENCE HEARING CONTINUED TO JULY 19, 2023 AT 1:30 P.M. IN COURTROOM 5C, LOCATED AT 411 WEST FOURTH STREET, SANTA ANA, CA 92701. STATUS REPORT DUE FOURTEEN (14) DAYS IN ADVANCE. The case judge is Scott C Clarkson (NB8) (Entered: 06/13/2023)
06/13/2023	99 (70 pgs)	Transcript regarding Hearing Held 05/25/23 RE: HEARING RE: EMERGENCY MOTION. Remote electronic access to the transcript is restricted until 09/11/2023. The transcript may be viewed at the Bankruptcy Court Clerk's Office on a public terminal or purchased through the Transcription Service Provider before the transcript access restriction has ended. [TRANSCRIPTION SERVICE PROVIDER: BRIGGS REPORTING COMPANY, INC., Telephone number 310-410-4151.]. Notice of Intent to Request Redaction Deadline Due By 6/20/2023 Redaction Request Due By 07/5/2023. Redacted Transcript Submission Due By 07/14/2023. Transcript access will be restricted through 09/11/2023. (Steinhauer, Holly) (Entered: 06/13/2023)
06/13/2023	100 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Langley, Christopher. (Langley, Christopher) (Entered: 06/13/2023)

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06/13/2023	101 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Bensamochan, Eric. (Bensamochan, Eric) (Entered: 06/13/2023)
06/13/2023	102 (25 pgs)	Emergency motion Notice of Emergency Motion and Emergency Motion for Order Authorizing the Chapter 11 Trustee to Enter Into an Expense Reimbursement Agreement with the Ad Hoc Committee; with Proof of Service Filed by Trustee Richard A Marshack (TR) (Hays, D) - [ORDER SHORTENING TIME GRANTED 6-13-2023. HEARING ON MOTION SET FOR JUNE 28, 2023 AT 11:00 A.M. IN COURTROOM 5C - ATTORNEY TO GIVE NOTICE] Modified on 6/14/2023 (NB8). (Entered: 06/13/2023)
06/13/2023	103 (15 pgs)	Application shortening time Filed by Trustee Richard A Marshack (TR) (Hays, D) (Entered: 06/13/2023)
06/13/2023	104 (1 pg)	Order Continuing Status Conference. IT IS ORDERED: The Status Conference Is Hereby CONTINUED TO JULY 19, 2023, AT 1:30 P.M. In Courtroom 5C, Located At 411 West Fourth Street, Santa Ana, CA 92701. A Status Report By The Chapter 11 Trustee Is Due 14 Days In Advance. The Chapter 11 Trustee Is To Provide Notice Of The Status Conference To All Creditors And File A Proof Of Service Within Seventy-Two Hours Of Entry Of This Order. (BNC-PDF) (Related Doc # 14) Signed on 6/13/2023 (NB8) (Entered: 06/13/2023)
06/13/2023	105 (4 pgs)	Order Granting Application And Setting Hearing On Shortened Notice. The Hearing On The Notice Of Emergency Motion And Emergency Motion For Order Authorizing The Chapter 11 Trustee To Enter Into An Expense Reimbursement Agreement With Ad Hoc Committee Will Take Place On June 28, 2023 At 11:00 A.M. In Courtroom 5C, Located At 411 West Fourth Street, Santa Ana, CA 92701. (BNC-PDF) (Related Doc # 103) Signed on 6/13/2023 (NB8) (Entered: 06/13/2023)
06/13/2023	106	Hearing Set (RE: related document(s)102 Emergency Motion For Order Authorizing The Chapter 11 Trustee To Enter Into An Expense Reimbursement Agreement With The Ad Hoc Committee filed by Trustee Richard A Marshack (TR)) The Hearing date is set for 6/28/2023 at 11:00 AM at Crtrm 5C, 411 W Fourth St., Santa Ana, CA 92701. The case judge is Scott C Clarkson (NB8) (Entered: 06/13/2023)
06/14/2023	107 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Shankman, Paul. (Shankman, Paul) (Entered: 06/14/2023)
06/14/2023	108 (17 pgs)	Notice of Hearing Filed by Trustee Richard A Marshack (TR) (RE: related document(s)102 Emergency motion Notice of Emergency Motion and Emergency Motion for Order Authorizing the Chapter 11 Trustee to Enter Into an Expense Reimbursement Agreement with the Ad Hoc Committee; with Proof of Service Filed by Trustee Richard A Marshack (TR) (Hays, D) - [ORDER SHORTENING TIME GRANTED 6-13-2023. HEARING ON MOTION SET FOR JUNE 28, 2023 AT 11:00 A.M. IN COURTROOM 5C - ATTORNEY TO GIVE NOTICE] Modified on 6/14/2023 (NB8).). (Masud, Laila) (Entered: 06/14/2023)
06/14/2023	109 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Kharasch, Ira. (Kharasch, Ira) (Entered: 06/14/2023)
06/14/2023	<u>110</u>	Request for courtesy Notice of Electronic Filing (NEF) Filed by Newmark,

11/15/23, 2:1 Cense 8: 2		5 cMFilted ป.ป./ปลาหัชอิcy เอ็ก tere d 7111/171/28 18:06:05 Desc อ จ ะเมษาการ์(New การอ เต ซีโปซโล) (Entered: 06/14/2023)
06/14/2023	132	Hearing Advanced On Status Conference (RE: related document 14 Status Conference RE: (1) Case Management Conference And (2) Requiring Status Report) - STATUS CONFERENCE HEARING ADVANCED TO JUNE 12, 2023 AT 1:30 P.M. IN COURTROOM 5C, LOCATED AT 411 WEST FOURTH STREET, SANTA ANA, CA 92701PER ORDER ADVANCING STATUS CONFERENCE TO BE HEARD CONCURRENTLY WITH RELATED MATTERS AND REQUIRING NOTICE ENTERED 6-7-2023 - (DOCKET NO. 88) (NB8) (Entered: 06/22/2023)
06/15/2023	111 (12 pgs)	Errata Filed by Trustee Richard A Marshack (TR) (RE: related document(s)102 Emergency motion Notice of Emergency Motion and Emergency Motion for Order Authorizing the Chapter 11 Trustee to Enter Into an Expense Reimbursement Agreement with the Ad Hoc Committee; with Proof of Service). (Hays, D) (Entered: 06/15/2023)
06/15/2023	112 (4 pgs)	Declaration re: Declaration of Trustee in Lieu of filing Monthly Operating Reports for April and May 2023 at this time; with Proof of Service Filed by Trustee Richard A Marshack (TR). (Marshack (TR), Richard) (Entered: 06/15/2023)
06/15/2023	113 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by White, Johnny. (White, Johnny) (Entered: 06/15/2023)
06/15/2023	114 (4 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s) <u>104</u> ORDER to continue/reschedule hearing (BNC-PDF)) No. of Notices: 1. Notice Date 06/15/2023. (Admin.) (Entered: 06/15/2023)
06/15/2023	115 (7 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s)105 ORDER shortening time (BNC-PDF)) No. of Notices: 1. Notice Date 06/15/2023. (Admin.) (Entered: 06/15/2023)
06/16/2023	116 (1 pg)	Transcript Order Form, regarding Hearing Date 06/12/23 Filed by Attorney Teri Pham. (Pham, Teri) ORDER NOT PROCESSED. Ordering Party to Contact Briggs Reporting for a Copy of the Transcript. Transcript was ordered in the adversary case in 8:23-AP-10146-SC. Modified on 6/20/2023 (JL). (Entered: 06/16/2023)
06/16/2023	117 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Lev, Daniel. (Lev, Daniel) (Entered: 06/16/2023)
06/16/2023	118 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Clark, Randall. (Clark, Randall) (Entered: 06/16/2023)
06/16/2023	119 (38 pgs; 6 docs)	Motion to Borrow Trustees Notice of Motion and Emergency Motion (I) for Entry of Interim Order: (A) Authorizing the Trustee to Obtain Post-Petition Financing and Superpriority Administrative Expense Claim Pursuant to 11 U.S.C. § 364; and (B) Setting Final Hearing; and Pursuant to Final Hearing, (II) for Entry of Final Order Approving Post-Petition Financing on a Final Basis; Memorandum of Points and Authorities; Declaration of Richard A. Marshack in Support Thereof; and Exhibits Filed by Trustee Richard A Marshack (TR) (Attachments: # 1 Affidavit Declaration of Richard A. Marshack # 2 Exhibit Exhibit 1: Proposed Interim Order Granting Emergency Superpriority Financing by the Chapter 11 Trustee # 3 Exhibit Exhibit 2: Super-Priority Promissory Note # 4

1/15/23, 2:1 Cense 8 :2		75 CMFilted U.S./Bark23cy Contered 711/17/23 18:06:05 Desc OCHMG/Exhib R 990 C 280 fr 10 \$ 5 Proof of Service) (Serrano, Jonathan) (Entered: 06/16/2023)
06/16/2023	122	Hearing Set (RE: related document(s)119 Trustee's Motion (I) For Entry Of Interim Order: (A) Authorizing The Trustee To Obtain Post-Petitioning Financing And Superpriority Administrative Expense Claim Pursuant To 11 U.S.C. Section 364; And (B) Setting Final Hearing; And Pursuant To Final Hearing, (II) For Entry Of Final Order Approving Post-Petition Financing On A Final Basis filed by Trustee Richard A Marshack (TR)) The Hearing date is set for 6/20/2023 at 03:00 PM at Crtrm 5C, 411 W Fourth St., Santa Ana, CA 92701. The case judge is Scott C Clarkson (NB8) (Entered: 06/20/2023)
06/17/2023	120 (4 pgs)	Statement Statement Regarding Cash Collateral or Debtor in Possession Financing [FRBP 4001; LBR 4001-2] Filed by Trustee Richard A Marshack (TR). (Serrano, Jonathan) (Entered: 06/17/2023)
06/20/2023	121 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Skorheim, Leslie. (Skorheim, Leslie) (Entered: 06/20/2023)
06/20/2023	123 (8 pgs)	Declaration re: of Chapter 11 Trustee's Counsel Regarding Proof of Notice of Hearing and Service of Emergency Financing Motion Filed by Trustee Richard A Marshack (TR) (RE: related document(s)119 Motion to Borrow Trustees Notice of Motion and Emergency Motion (I) for Entry of Interim Order: (A) Authorizing the Trustee to Obtain Post-Petition Financing and Superpriority Administrative Expense Claim Pursuant to 11 U.S.C. § 364; and (B) Set). (Serrano, Jonathan) (Entered: 06/20/2023)
06/20/2023	124 (6 pgs)	Notice of Appearance and Request for Notice, with proof of service by Olivia Scott Filed by Creditors Azzure Capital LLC, Hi Bar Capital LLC. (Scott, Olivia) (Entered: 06/20/2023)
06/20/2023	125	Hearing Held On Motion (RE: related document(s)119 Trustee's Emergency Motion (I) For Entry Of Interim Order: (A) Authorizing The Trustee To Obtain Post-Petition Financing And Superpriority Administrative Expense Claim Pursuant To 11 U.S.C. Section 364; And (B) Setting Final Hearing; And Pursuant To Final Hearing, (II) For Entry Of Final Order Approving Post-Petition Financing On A Final Basis filed by Trustee Richard A Marshack (TR)) - ORDER BY ATTORNEY - MOTION GRANTED (NB8) (Entered: 06/20/2023)
06/21/2023	126 (41 pgs)	Declaration That No Party Requested a Hearing on Motion (LBR 9013-1(o)(3)) Filed by Trustee Richard A Marshack (TR) (RE: related document(s)75 Notice of Motion and Motion in Individual Ch 11 Case for Order Employing Professional (LBR 2014-1): Marshack Hays LLP as General Counsel Application by Chapter 11 Trustee to Employ Marshack Hays LLP as General Counsel; Memorandum of Points and Author). (Masud, Laila) (Entered: 06/21/2023)
06/22/2023	127 (12 pgs)	Objection (related document(s): 102 Emergency motion Notice of Emergency Motion and Emergency Motion for Order Authorizing the Chapter 11 Trustee to Enter Into an Expense Reimbursement Agreement with the Ad Hoc Committee; with Proof of Service filed by Trustee Richard A Marshack (TR)) United States Trustees Opposition To Emergency Motion Authorizing The Chapter 11 Trustee To Enter Into An Expense Reimbursement Agreement With The Ad Hoc Committee Filed by U.S.
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1/15/23, 2:1 Cense 8:2		OCC 675 CMFilterd U.S./Alankaboy Contered 111/17/128 18:06:05 Desc Main Documentinite Psigles 53 usted (SA) (Misken, Kenneth) (Entered: 06/22/2023)
06/22/2023	128 (2 pgs)	Sua Sponte Request For Status Reports To Be Filed By (1) The Chapter 11 Trustee And (2) The United States Trustee By 5:00 P.M. Pacific Time, On June 23, 2023. IT IS ORDERED: By This Order, The Court Respectfully Requests That Trustees Prepare Brief Individual Status Reports On The Following Matters: 1. Understanding That The Chapter 11 Trustee Is Receiving Information On The Case On A Day-By Day, Perhaps Hour-By-Hour, Basis, The Chapter 11 Trustee Is To Provide A Report Updating The Information Contained In The Complaint (Docket 93 Of The Main Case). In Particular, The General Allegations Contained In Section B, Paragraphs 44 Through 47 (LPG's Ownership And Management) And Section C, Paragraphs 48 Through 52 (LPG's Business Structure, (Inclusive, Should Be Updated. 2. The United States Trustee Is To Report Its Intentions To Appoint A Committee To Represent The Interests Of The Clients/Customers Of The Debtor. (BNC-PDF) (Related Doc # 1) Signed on 6/22/2023 (NB8) (Entered: 06/22/2023)
06/22/2023	129 (2 pgs)	Order Granting Application By Chapter 11 Trustee To Employ Marshack Hays LLP As General Counsel. IT IS ORDERED: The Application Is APPROVED. Trustee Is Authorized To Employ The Firm As His General Counsel Pursuant To 11 U.S.C. Section 327 At The Firm's Hourly Rates With Any Compensation And Reimbursement Of Costs To Be Paid By The Estate Only Upon Application To And Approval By The Court Pursuant To 11 U.S.C. Sections 330 And 331. In The Event The Underlying Bankruptcy Case Is Converted To A Chapter 7, There Is No Need For Firm To Seek To Be Re-Employed In The Converted Case. (BNC-PDF) Marshack Hays LLP (Related Doc # 75) Signed on 6/22/2023. (NB8) (Entered: 06/22/2023)
06/22/2023	130 (8 pgs)	Notice of lodgment Notice of Lodgment of Order re Trustee's Notice of Motion and Emergency Motion (I) for Entry of Interim Order: (A) Authorizing The Trustee to Obtain Post-Petition Financing and Superpriority Administrative Expense Claim Pursuant to 11 U.S.C. § 364; and (B) Setting Final Hearing; and Pursuant to Final Hearing, (II) for Entry of Final Order Approving Post-Petition Financing on a Final Basis Filed by Trustee Richard A Marshack (TR) (RE: related document(s)119 Motion to Borrow Trustees Notice of Motion and Emergency Motion (I) for Entry of Interim Order: (A) Authorizing the Trustee to Obtain Post- Petition Financing and Superpriority Administrative Expense Claim Pursuant to 11 U.S.C. § 364; and (B) Setting Final Hearing; and Pursuant to Final Hearing, (II) for Entry of Final Order Approving Post-Petition Financing on a Final Basis; Memorandum of Points and Authorities; Declaration of Richard A. Marshack in Support Thereof; and Exhibits Filed by Trustee Richard A Marshack (TR) (Attachments: # 1 Affidavit Declaration of Richard A. Marshack # 2 Exhibit Exhibit 1: Proposed Interim Order Granting Emergency Superpriority Financing by the Chapter 11 Trustee # 3 Exhibit Exhibit 2: Super-Priority Promissory Note # 4 Exhibit Exhibit 3: UCC Search # 5 Proof of Service)). (Serrano, Jonathan) (Entered: 06/22/2023)
06/22/2023	131 (4 pgs)	Interim Order Granting Emergency Superpriority Financing By The Chapter 11 Trustee. IT IS ORDERED: The Court GRANTS The Motion. APPROVES The Terms Of That Certain Super-Priority Promissory Note (The "Note") As Attached As Exhibit 2 To The Trustee's Declaration. Authorizies The Trustee To Borrow, And The Lender (As Defined In The Motion) To Advance Up To \$800,000 In The Aggregate, Including An Initial Advance In The Amount Of \$350,000 And A Subsequent Advance

1/15/23, 2: 1Case 8 :2		DOCHMENT \$450,000, AAP Intered 111/17/28 18:06:05 Desc Balance, Including All Accrued Interest, Due And Payable In One Year From The Start Date (As Defined In The Note), With Payments First Credited To Interest Due And Any Remainder Credited To Principal, As Provided Under The Note, Subject To The Terms Of This Order. Sets A Final Hearing On The Motion For July 20, 2023 At 9:30 A.M. In Courtroom 5C, Located At 41 West Fourth Street, Santa Ana, CA 92701. (SEE ORDER FOR FURTHER RULING) (BNC-PDF) (Related Doc # 119) Signed on 6/22/2023 (NB8) (Entered: 06/22/2023)
06/23/2023	133 (5 pgs)	Notice of Billing Rates re Trustee's Emergency Motion re Expense Reimbursement Agreement Filed by Interested Party Ad Hoc Consumer Claimants Committee (RE: related document(s) 102 Emergency motion Notice of Emergency Motion and Emergency Motion for Order Authorizing the Chapter 11 Trustee to Enter Into an Expense Reimbursement Agreement with the Ad Hoc Committee; with Proof of Service Filed by Trustee Richard A Marshack (TR) (Hays, D) - [ORDER SHORTENING TIME GRANTED 6-13-2023. HEARING ON MOTION SET FOR JUNE 28, 2023 AT 11:00 A.M. IN COURTROOM 5C - ATTORNEY TO GIVE NOTICE] Modified on 6/14/2023 (NB8).). (Kharasch, Ira) (Entered: 06/23/2023)
06/23/2023	134 (3 pgs)	Unsecured creditors' committee appointed Appointment and Notice of Appointment of Official Committee of Unsecured Creditors by United States Trustee Filed by U.S. Trustee United States Trustee (SA). (Skorheim, Leslie) (Entered: 06/23/2023)
06/23/2023	135 (5 pgs)	Status report <i>United States Trustee's Status Report in Response to the Court's Sua Sponte Request</i> Filed by U.S. Trustee United States Trustee (SA) (RE: related document(s)128 Order (Generic) (BNC-PDF)). (Skorheim, Leslie) - See docket entry no.: 138 for corrections - Modified on 6/23/2023 (NB8). (Entered: 06/23/2023)
06/23/2023	136 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Cohen, Leslie. (Cohen, Leslie) (Entered: 06/23/2023)
06/23/2023	137 (10 pgs)	Declaration re: Supplemental Declaration of Joon M Khang in Support of Application to Employ Khang & Khang LLP Filed by Debtor The Litigation Practice Group P.C. (RE: related document(s)42 Application to Employ KHANG & KHANG LLP as DEBTOR'S GENERAL BANKRUPTCY COUNSEL). (Khang, Joon) (Entered: 06/23/2023)
06/23/2023	138	Notice to Filer of Error and/or Deficient Document Document filed without electronic /s/ or holographic signature. THE FILER IS INSTRUCTED TO RE-FILE THE DOCUMENT WITH THE PROPER SIGNATURES. (RE: related document(s)135 Status report filed by U.S. Trustee United States Trustee (SA)) (NB8) (Entered: 06/23/2023)
06/23/2023	139 (5 pgs)	Status report <i>United States Trustee's Status Report in Response to the Court's Sua Sponte Request - corrected to add signature</i> Filed by U.S. Trustee United States Trustee (SA) (RE: related document(s)128 Order (Generic) (BNC-PDF)). (Skorheim, Leslie) (Entered: 06/23/2023)
06/24/2023	140 (5 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s)128 Order (Generic) (BNC-PDF)) No. of Notices: 1. Notice Date 06/24/2023. (Admin.) (Entered: 06/24/2023)
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06/24/2023		Document Page 55 of 108 BNC Certificate of Notice - PDF Document. (RE: related document(s) 129 Order on Motion For Order Employing Professional (Ch 11)-(LBR 2014- 1) (BNC-PDF)) No. of Notices: 1. Notice Date 06/24/2023. (Admin.) (Entered: 06/24/2023)
06/24/2023	142 (7 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s) <u>131</u> Order on Motion to Borrow (BNC-PDF)) No. of Notices: 1. Notice Date 06/24/2023. (Admin.) (Entered: 06/24/2023)
06/26/2023	143 (20 pgs)	Notice of Hearing Filed by Trustee Richard A Marshack (TR). (Serrano, Jonathan) (Entered: 06/26/2023)
06/26/2023	144 (103 pgs)	Objection (related document(s): 102 Emergency motion Notice of Emergency Motion and Emergency Motion for Order Authorizing the Chapter 11 Trustee to Enter Into an Expense Reimbursement Agreement with the Ad Hoc Committee; with Proof of Service filed by Trustee Richard A Marshack (TR)) Filed by Creditor Carolyn Beech (Langley, Christopher) (Entered: 06/26/2023)
06/26/2023	145 (49 pgs)	Declaration That No Party Requested a Hearing on Motion (LBR 9013-1(o)(3)) Filed by Trustee Richard A Marshack (TR) (RE: related document(s)90 Application to Employ Dinsmore & Shohl LLP as Special Counsel to Chapter 11 Trustee). (Ghio, Christopher) (Entered: 06/26/2023)
06/26/2023	146 (7 pgs)	Notice of lodgment <i>of Order</i> Filed by Trustee Richard A Marshack (TR) (RE: related document(s) <u>90</u> Application to Employ Dinsmore & Shohl LLP as Special Counsel to Chapter 11 Trustee). (Ghio, Christopher) (Entered: 06/26/2023)
06/26/2023	147 (7 pgs)	Application Of Non-Resident Attorney To Appear In A Specific Case Per Local Bankruptcy Rule [LBR- 2090-1(b)] Filed by Daniel A. Edelman (NB8) (Entered: 06/26/2023)
06/26/2023	148 (1 pg)	Order On Application Of Non-Resident Attorney To Appear In A Specific Case [LBR 2090-1(b)] IT IS ORDERED: The Application Is GRANTED And The Following Person May Appear As Requested In The Above-Entitled Case: Daniel A. Edelman. (BNC-PDF) Signed on 6/26/2023 (RE: related document(s)147 Application of non-resident attorney to appear in a specific case). (NB8) (Entered: 06/26/2023)
06/26/2023	149 (6 pgs)	Stipulation By Richard A Marshack (TR) and Office of the United States Trustee and Creditor Carolyn Beech for Dismissal of Emergency Motion for Order Authorizing the Chapter 11 Trustee to Enter Into An Expense Agreement with the Ad Hoc Committee [Re: Dk 102]; with Proof of Service Filed by Trustee Richard A Marshack (TR) (Hays, D) (Entered: 06/26/2023)
06/27/2023	150 (269 pgs)	Transcript regarding Hearing Held 06/12/23 RE: HEARING RE: PRELIMINARY INJUNCTION STATUS CONFERENCE HEARING RE: (1) CASE MANAGEMENT CONFERENCE AND (2) REQUIRING STATUS REPORT. Remote electronic access to the transcript is restricted until 09/25/2023. The transcript may be viewed at the Bankruptcy Court Clerk's Office on a public terminal or purchased through the Transcription Service Provider before the transcript access restriction has ended. [TRANSCRIPTION SERVICE PROVIDER: BRIGGS REPORTING COMPANY, INC., Telephone number 310-410-4151.]. Notice of Intent to 51

11/15/23, 2:1 Cense 8: 	23-bk-10571-SC Doc 675 cMFitted 111/11/12/23 18:06:05 Desc Main Document Redaction By 7/5/2023. Redaction Request Due By 07/18/2023. Redacted Transcript Submission Due By 07/28/2023. Transcript access will be restricted through 09/25/2023. (Steinhauer, Holly) (Entered: 06/27/2023)	
06/27/2023	151 (2 pgs)	Order Approving Stipulation For Dismissal Of Emergency Motion For Order Authorizing The Chapter 11 Trustee To Enter Into An Expense Reimbursement Agreement With The Ad Hoc Committee. IT IS ORDERED: The Stipulation Is APPROVED In Its Entirety. The Motion Is DISMISSED Under FRCP 41(a)(1)(A) (ii) And LBR 9013-1(k). The Hearing On The Motion Scheduled For June 28, 2023, At 11:00 A.M., Is OFF CALENDAR Without The Need For Appearances. (BNC-PDF) (Related Doc # 149) Signed on 6/27/2023 (NB8) (Entered: 06/27/2023)
06/28/2023	152 (30 pgs)	Declaration That No Party Requested a Hearing on Motion (LBR 9013-1(o)(3)) with Proof of Service Filed by Trustee Richard A Marshack (TR) (RE: related document(s)86 Application to Employ Bicher & Associates as Field Agent and Forensic Analyst and Declaration in support; with Proof of Service). (Marshack (TR), Richard) (Entered: 06/28/2023)
06/28/2023	153 (4 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s) <u>148</u> ORDER on application of non-resident attorney to appear in a specific case per Local Bankruptcy rule (BNC-PDF)) No. of Notices: 1. Notice Date 06/28/2023. (Admin.) (Entered: 06/28/2023)
06/28/2023	227	Hearing Held On Motion (RE: related document(s)102 Emergency Motion For Order Authorizing The Chapter 11 Trustee To Enter Into An Expense Reimbursement Agreement With The Ad Hoc Committee filed by Trustee Richard A Marshack (TR)) - HEARING ON MOTION OFF CALENDAR PER ORDER APPROVING STIPULATION FOR DISMISSAL OF EMERGENCY MOTION FOR ORDER AUTHORIZING THE CHAPTER 11 TRUSTEE TO ENTER INTO AN EXPENSE REIMBURSEMENT AGREEMENT WITH THE AD HOC COMMITTEE ENTERED 6-27-2023 - (DOCKET NO. 151) (NB8) (Entered: 07/12/2023)
06/29/2023	154 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Golden, Jeffrey. (Golden, Jeffrey) (Entered: 06/29/2023)
06/29/2023	155 (1 pg)	Order Granting Trustee's Application to Employ Bicher & Associates as Field Agent and Forensic Analyst (BNC-PDF) (Related Doc # 86) Signed on 6/29/2023. (JL) (Entered: 06/29/2023)
06/29/2023	156 (21 pgs)	Notice Trustees Ex Parte Notice of Non-Material Modification to Promissory Note With Additional Lender as Part of Previously Approved Post-Petition Financing and Request for Approval of Same; Declaration of Richard A. Marshack in Support Thereof; and Exhibits Filed by Trustee Richard A Marshack (TR) (RE: related document(s)131 Interim Order Granting Emergency Superpriority Financing By The Chapter 11 Trustee. IT IS ORDERED: The Court GRANTS The Motion. APPROVES The Terms Of That Certain Super-Priority Promissory Note (The "Note") As Attached As Exhibit 2 To The Trustee's Declaration. Authorizies The Trustee To Borrow, And The Lender (As Defined In The Motion) To Advance Up To \$800,000 In The Aggregate, Including An Initial Advance In The Amount Of \$350,000 And A Subsequent Advance Of Up To \$450,000, At An Interest Rate Of 8% Per Annum, With The Full Balance, Including All Accrued Interest, Due And Payable In One Year From The Start Date (As Defined In The Note), With Payments First Credited To Interest Due And Any Remainder Credited To Principal, As Provided Under The Note, Subject To The Terms Of This Order. Sets A Final Hearing On The Motion For July 20, 2023 At 9:30 A.M. In Courtroom 5C,

Unsecured creditors' committee appointed Amended Appointment and Non Appointment of Official Committee of Unsecured Creditors by United State Trustee (Entered: 06/29/2023) 158 (2 pgs) Order Setting Trustee's Ex Parte Notice Of Non-Material Modification To Promissory Note With Additional Lender As Part Of Previously Approved Petition Financing And Request For Approval Of Same (Docket 156 For Fon And Requiring) Notice. IT IS ORDERED: The Court Sett Motice Of Hearing By Not Later Than 6:00 P.M. On June 29, 2023, To Debtor, The Ustates Trustee, All Creditors And Any Other Interested Parties. Opposition May Be Raised At The Hearing, BNC-PDF) (Related Doc # 156) Signed 6:29/2023 (MBS) (Entered: 06/29/2023) 159 Hearing Set (RE: related document 156 Order Setting Trustee's Ex Parte Non-Material Modification To Promissory Note With Additional Lender A Of Previously Approved Post-Petition Financing And Request For Approva Same (Docket 156 For Hearing And Requiring Notice. Hearing day (9 pgs) at 12:30 PM at Crtm Sc., 411 W Fourth St., Santa Ana, CA 927 case judge is Scott C Clarkson (NB8) (Entered: 06/29/2023) 160 Notice of Order Setting Trustees Ex Parte Notice of Non-Material Modific Promissory Note With Additional Lender as Part of Previously Approved Petition Financing and Request For Approval of Same (Dk.156) for Hearing Approved For Promissory Note With Additional Lender as Part of Previously Approved Petition Financing and Request For Approval of Same (Dk.156) for Hearing Approved For Promissory Note With Additional Lender as Part of Previously Approved Petition Financing and Request For Approval of Same (Dk.156) for Hearing Approved For Promissory Note With Additional Lender as Part of Previously Approved For Promissory Note With Additional Lender as Part of Previously Approved For Promissory Note With Additional Lender as Part of Previously Approved For Promissory Note With Additional Lender as Part of Previously Approved For Promissory Note With Additional Lender as Part of Previously Approved For Promisso	C OR 023
Promissory Note With Additional Lender As Part Of Previously Approved Petition Financing And Request For Approval Of Same (Docket 156 For In And Requiring Notice. IT IS ORDERED: The Court Sets The Motion For On June 30, 2023, AT 12:30 P.M. Movant Is Required To Provide Notice Of Hearing By Not Later Than 6:00 P.M. On June 29, 2023, To Debtor, The U States Trustee, All Creditors And Any Other Interested Parties. Opposition May Be Raised At The Hearing. (BNC-PDF) (Related Doc # 156) Signed 6/29/2023 (NB8) (Entered: 06/29/2023) Hearing Set (RE: related document 156 Order Setting Trustee's Ex Parte N Non-Material Modification To Promissory Note With Additional Lender A Of Previously Approved Post-Petition Financing And Request For Approv. Same (Docket 156 For Hearing And Requiring Notice. The Hearing date is 6/30/2023 at 12:30 PM at Crtmr 5C, 411 W Fourth St., Santa Ana, CA 927 case judge is Scott C Clarkson (NB8) (Entered: 06/29/2023) Notice of Order Setting Trustees Ex Parte Notice of Non-Material Modifice Promissory Note With Additional Lender as Part of Previously Approved For Petition Financing and Request For Approval of Same [Dk. 156] for Hearing Notice Filed by Trustee Richard A Marshack (TR) (RE: related document(s)) 6 Notice Trustees Ex Parte Notice of Non-Material Modifice Promissory Note With Additional Lender as Part of Previously Approved For Provinsion of Previousl	es
Non-Material Modification To Promissory Note With Additional Lender A Of Previously Approved Post-Petition Financing And Request For Approv. Same (Docket 156 For Hearing And Requiring Notice. The Hearing date is 6/30/2023 at 12:30 PM at Crtrm 5C, 411 W Fourth St., Santa Ana, CA 927 case judge is Scott C Clarkson (NB8) (Entered: 06/29/2023) 160 Notice of Order Setting Trustees Ex Parte Notice of Non-Material Modific Promissory Note With Additional Lender as Part of Previously Approved For Petition Financing and Request For Approval of Same [Dk. 156] for Hearing Requiring Notice Filed by Trustee Richard A Marshack (TR) (RE: related document(s) 156 Notice Trustees Ex Parte Notice of Non-Material Modific Promissory Note With Additional Lender as Part of Previously Approved For Petition Financing and Request for Approval of Same; Declaration of Rich Marshack in Support Thereof; and Exhibits Filed by Trustee Richard A Marshack in Support Thereof; and Exhibits Filed by Trustee Richard A Marshack in Support Thereof; and Exhibits Filed by Trustee Richard A Marshack in Support Thereof; and Exhibits Filed by Trustee Richard A Marshack in Support Thereof; and Exhibits Filed by Trustee Richard A Marshack in Support Thereof; and Exhibits Filed by Trustee Richard A Marshack in Support Thereof; and Exhibits Filed by Trustee Richard A Marshack in Support Thereof; and Exhibits Filed by Trustee Richard A Marshack in Support Thereof; and Exhibits Filed by Trustee Richard A Marshack in Support Thereof; and Exhibits Filed by Trustee Richard A Marshack in Support Thereof; and Exhibits Filed by Trustee Richard A Marshack in Support Thereof; and Exhibits Filed by Trustee Richard A Marshack in Support Filed For Suppo	Hearing Hearing Of The Jnited I, If Any,
Promissory Note With Additional Lender as Part of Previously Approved F Petition Financing and Request For Approval of Same [Dk.156] for Heari Requiring Notice Filed by Trustee Richard A Marshack (TR) (RE: related document(s)156 Notice Trustees Ex Parte Notice of Non-Material Modific Promissory Note With Additional Lender as Part of Previously Approved F Petition Financing and Request for Approval of Same; Declaration of Rich Marshack in Support Thereof; and Exhibits Filed by Trustee Richard A Ma (TR) (RE: related document(s)131 Interim Order Granting Emergency Superpriority Financing By The Chapter 11 Trustee. IT IS ORDERED: Th GRANTS The Motion. APPROVES The Terms Of That Certain Super-Pri Promissory Note (The "Note") As Attached As Exhibit 2 To The Trustee's Declaration. Authorizies The Trustee To Borrow, And The Lender (As Def The Motion) To Advance Up To \$800,000 In The Aggregate, Including An Advance In The Amount Of \$350,000 And A Subsequent Advance Of Up' \$450,000, At An Interest Rate Of 8% Per Annum, With The Full Balance, Including All Accrued Interest, Due And Payable In One Year From The Si (As Defined In The Note), With Payments First Credited To Interest Due A Remainder Credited To Principal, As Provided Under The Note, Subject To Terms Of This Order. Sets A Final Hearing On The Motion For July 20, 20 9:30 A.M. In Courtroom 5C, Located At 41 West Fourth Street, Santa Ana	as Part al Of s set for
06/29/2023 Signed on 6/22/2023 (NB8)).). (Lissebeck, Yosina) (Entered: 06/29/2023)	Post- ing and eation to Post- hard A. arshack the Court ority fined In a Initial To tart Date And Any to The 1023 At the Coc 119
Request for special notice Notice of Appearance and Request For Special and Service of Papers, and Request For Inclusion on Master Mailing List Creditor Committee Committee of Unsecured Creditors. (Koffroth, Nichol (Entered: 06/29/2023)	Filed by
BNC Certificate of Notice - PDF Document. (RE: related document(s)151 on Generic Motion (BNC-PDF)) No. of Notices: 1. Notice Date 06/29/202 (Admin.) (Entered: 06/29/2023)	23.

06/30/2023	163 (24 pgs)	Declaration re: Declaration that No Party Requested a Hearing on Motion with Proof of Service and Attachment Filed by Accountant Grobstein Teeple LLP (RE: related document(s)95 Application to Employ Grobstein Teeple LLP as Accountant Notice of Application and Application of Chapter 11 Trustee, Richard A. Marshack, for Authorization to Employ Grobstein Teeple LLP as Accountants Effective May 12, 2023; Statement of Disinterestedness; Proof of Service; Exhibits A-B Filed by Accountant Grobstein Teeple LLP.). (Teeple, Joshua) (Entered: 06/30/2023)
06/30/2023	164 (18 pgs)	Declaration re: of Richard A. Marshack, Chapter 11 Trustee, Providing Copies of Executed Notes Filed by Trustee Richard A Marshack (TR) (RE: related document(s)156 Notice). (Lissebeck, Yosina) (Entered: 06/30/2023)
06/30/2023	167	Hearing Continued (RE: related document 156 Trustee's Ex Parte Notice Of Non-Material Modification To Promissory Note With Additional Lender As Part Of Previously Approved Post-Petition Financing And Request For Approval Of Same) HEARING ON MOTION CONTINUED TO AUGUST 10, 2023 AT 10:00 A.M. IN COURTROOM 5C, LOCATED AT 411 WEST FOURTH STREET, SANTA ANA, CA 92701. The case judge is Scott C Clarkson (NB8) Modified on 7/10/2023 (NB8). (Entered: 07/03/2023)

PACER Service Center				
Transaction Receipt				
	11/15/2023 14:11:28			
PACER Login:	kmarch80366	Client Code:	P Han Jayde Trinh	
Description:	Docket Report	Search Criteria:	8:23-bk-10571-SC Fil or Ent: filed From: 5/1/2023 To: 6/30/2023 Doc From: 0 Doc To: 99999999 Term: included Format: html Page counts for documents: included	
Billable Pages:	13	Cost:	1.30	

1 PETER C. ANDERSON UNITED STATES TRUSTEE **FILED & ENTERED** 2 KENNETH M. MISKEN ASSISTANT UNITED STATES TRUSTEE 3 QUEENIE K. NG (State Bar No. 223803) MAY 08 2023 TRIAL ATTORNEY 4 OFFICE OF THE UNITED STATES TRUSTEE 411 W. 4th St., Suite 7160 CLERK U.S. BANKRUPTCY COURT 5 Santa Ana, CA 92701 Central District of California
BY mccall DEPUTY CLERK Phone (714) 338-3400 6 Fax (714) 338-3421 Queenie.K.Ng@usdoj.gov 7 8 UNITED STATES BANKRUPTCY COURT 9 10 CENTRAL DISTRICT OF CALIFORNIA - SANTA ANA DIVISION 11 In re: Case Number 8:23-bk-10571-SC 12 CHAPTER 11 THE LITIGATION PRACTICE GROUP, 13 P.C., ORDER APPROVING THE U.S. TRUSTEE'S 14 APPLICATION FOR THE APPOINTMENT OF A CHAPTER 11 TRUSTEE 15 Debtor. [NO HEARING REQUIRED] 16 17 Upon consideration of the Application (the "Application") for the Appointment of a Chapter 11 18 Trustee (filed on May 8, 2023, as Bankr. Dkt. # 64) filed by the United States Trustee for Region 16 ("U.S. 19 Trustee") and good cause appearing therefore: 20 IT IS HEREBY ORDERED THAT the U.S. Trustee's Application is approved and Richard A. 21 Marshack is appointed as the Chapter 11 Trustee in the above captioned case. 22 IT IS SO ORDERED. 23 Date: May 8, 2023 Scott C. Clarkson United States Bankruptcy Judge 24 25 26 27 28 EXHIBIT B

Case 8:23-bk-10571-SC Doc 675 Filed 11/17/23 Entered 11/17/23 18:06:05 Case 8:23-bk-10571-SC Maho Dé un ideal 05/08/2359 Entered 05/08/23 10:30:12 Main Document Page 1 of 1

Central District of California (Santa Ana) Adversary Proceeding #: 8:23-ap-01046-SC

Assigned to: Scott C Clarkson Lead BK Case: 23-10571

Lead BK Title: The Litigation Practice Group P.C.

Lead BK Chapter: 11

Demand:

Nature[s] of Suit: 72 Injunctive relief - other

13 Recovery of money/property - 548 fraudulent transfer 11 Recovery of money/property - 542 turnover of property

Plaintiff

Richard A. Marshack, Chapter 11 Trustee

represented by Christopher Celentino

Dinsmore & Shohl LLP 655 W. Broadway Suite 800 San Diego, CA 92101

Date Filed: 05/25/23

619-400-0519 Fax: 619-400-0501

Email: christopher.celentino@dinsmore.com

Christopher Ghio

Dinsmore & Shohl, LLP 655 W. Broadway Suite 800 San Diego, CA 92101 619-400-0500

Fax: 619-238-1981

Email: christopher.ghio@dinsmore.com

LEAD ATTORNEY

Yosina M Lissebeck

Dinsmore & Shohl, LLP 655 W. Broadway Suite 800 92101 San Diego, CA 92129 619-400-0473

Fax: 619-400-0501

Email: Yosina.Lissebeck@Dinsmore.com

Jonathan Serrano

Dinsmore & Shohl LLP 550 S Hope Street Suite 1765 Los Angeles, CA 91741

213-335-7758

Email: jonathan.serrano@dinsmore.com

EXHIBIT C

V.

Defendant

Tony Diab

represented by Tony Diab

PRO SE

Teri T Pham

Enenstein Pham Glass & Rabbat, LLP 3200 Bristol St Ste 500 Costa Mesa, CA 92626 (714) 292-0262

Fax: (714) 464-4770

Email: tpham@epgrlawyers.com TERMINATED: 10/17/2023

Defendant

Daniel S. March

represented by Daniel S March

17291 Irvine Blvd Ste 101 Tustin, CA 92780 714-665-4223

Fax: 714-665-4323

Email: marchlawoffice@gmail.com

Teri T Pham

Enenstein Pham Glass & Rabbat, LLP 3200 Bristol St Ste 500 Costa Mesa, CA 92626 (714) 292-0262

Fax: (714) 464-4770

Email: tpham@epgrlawyers.com TERMINATED: 09/21/2023

Defendant

Rosa Bianca Loli

represented by Leslie A Cohen

Leslie Cohen Law PC 1615-A Montana Ave Santa Monica, CA 90403

310-394-5900 Fax: 310-394-9280

Email: leslie@lesliecohenlaw.com

Defendant

Lisa Cohen

represented by Leslie A Cohen

(See above for address)

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Defendant -----

William Taylor Carss
represented by William Taylor Carss
PRO SE

Defendant

Eng Tang represented by Eng Tang
PRO SE

Defendant

Maria Eeya Tan
represented by Maria Eeya Tan
PRO SE

Defendant

Jake Akers
represented by Jake Akers
PRO SE

Defendant

Han Trinh represented by Kathleen P March

The Bankruptcy Law Firm, PC 10524 W. Pico Blvd Ste 212 Los Angeles, CA 90064

310-559-9224

Fax: 310-559-9133

Email: <u>kmarch@bkylawfirm.com</u>

Douglas A Plazak

POB 1300 Riverside, CA 92502 951-682-1771

Fax: 951-686-2415

Email: dplazak@rhlaw.com
TERMINATED: 09/12/2023

Defendant

	Main Document Page 63 of 108
Jayde Trinh	represented by Kathleen P March (See above for address)
	Douglas A Plazak (See above for address) TERMINATED: 09/12/2023
Defendant	
Wes Thomas	represented by Wes Thomas PRO SE
Defendant	
Scott James Eadie	represented by Douglas A Plazak (See above for address)
Defendant	
Jimmy Chhor	represented by Jimmy Chhor PRO SE
Defendant	
Dongliang Jiang	represented by Dongliang Jiang PRO SE
Defendant	
Oakstone Law Group PC	represented by Oakstone Law Group PC PRO SE
Defendant 	
Greyson Law Center PC	represented by Kathleen P March (See above for address)

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Page 64 of 108 for address)

TERMINATED: 10/25/2023

Defendant	
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Phoenix Law Group, Inc.

represented by Phoenix Law Group, Inc.

PRO SE

Defendant

Maverick Management, LLC

represented by Maverick Management, LLC

PRO SE

Defendant

LGS Holdco, LLC

represented by **Daniel A Lev**

Greenspoon Marder, PA 1875 Century Park East

Ste 1900

Los Angeles, CA 90067

213-626-2311

Fax: 954-771-9264

Email: daniel.lev@gmlaw.com

Defendant

Consumer Legal Group, PC represented by **Daniel A Lev**

(See above for address)

Ronald N Richards

Law Offices of Ronald Richards & Assoc

PO Box 11480

Beverly Hills, CA 90213

310-556-1001

Fax: 310-277-3325

Email: ron@ronaldrichards.com

Defendant

Vulcan Consulting Group LLC

represented by Vulcan Consulting Group LLC

PRO SE

Defendant

World Global represented by World Global PRO SE

Defendant	
Optimumbank Holdings, Inc. dba Optimum Bank	represented by Optimumbank Holdings, Inc. PRO SE
Defendant 	
Marich Bein, LLC	represented by David S Kupetz Locke Lord LLP 300 South Grand Ave Ste 2600 Los Angeles, CA 90071 (213) 485-1500 Fax: (213) 485-1200 Email: <u>David.Kupetz@lockelord.com</u>
Defendant	
BankUnited, N.A.	represented by Howard Steinberg Greenberg Traurig LLP 1840 Century Park East Ste 1900 Los Angeles, CA 90067-2121 310-586-7702 Fax: 310-586-0228 Email: steinbergh@gtlaw.com
Defendant	
Revolv3, Inc.	represented by Revolv3 , Inc. PRO SE
Defendant	
Fidelity National Information Services, Inc. dba FIS	represented by Fidelity National Information Services, Inc PRO SE
Defendant 	
	represented by Worldpay, Inc.

Defendant

Worldpay Group represented by Worldpay Group

PRO SE

Defendant

Merit Fund, LLC represented by Merit Fund, LLC

PRO SE

Defendant

Guardian represented by Guardian

PRO SE

Defendant

The United States Postal Service

represented by The United States Postal Service

PRO SE

Defendant

Fidelity National Information Services,

Inc. dba FIS

represented by Michael T Delaney

Baker & Hostetler LLP

Key Tower

127 Public Square

Ste 2000

Cleveland, OH 44114-1214

216-621-0200

Email: <u>mdelaney@bakerlaw.com</u>

Defendant

Worldpay, LLC represented by Worldpay, LLC

PRO SE

Defendant	
Touzi Capital, LLC	represented by Daniel H Reiss Levene, Neale, Bender, Yoo & Golubchik L.L.F. 2818 La Cienega Avenue Los Angeles, CA 90034 310-229-1234 Fax: 310-229-1244 Email: dhr@lnbyg.com
Defendant	
Heng Taing	represented by Heng Taing PRO SE
Defendant	
Eng Taing	represented by Daniel H Reiss (See above for address)
Defendant	
Stripe, Inc.	represented by Eric D Goldberg DLA Piper LLP 2000 Avenue of the Stars Suite 400 North Tower Los Angeles, CA 90067 310.595.3000 Fax: 310.595.3357 Email: eric.goldberg@dlapiper.com
Defendant	
Seamless Chex Inc.	represented by Seamless Chex Inc. PRO SE
Defendant	
Phoenix Law, PC	represented by Phoenix Law, PC

PRO SE

Defendant	
Payliance, LLC	represented by Keith Barnett Troutman Pepper Hamilton Sanders LLP 600 Peachtree St Ste 3000 Suite 3000 Atlanta, GA 30308 404-885-3000 Email: keith.barnett@troutman.com
Defendant	
Maverick Management Group, LLC	represented by Maverick Management Group, LLC PRO SE
Defendant	
Guardian Processing, LLC	represented by Guardian Processing, LLC PRO SE
Defendant	
Dwolla, Inc.	represented by Dwolla, Inc. PRO SE
Defendant	
Max Chou	represented by Max Chou PRO SE
Defendant 	
BAT Inc. dba Coast Processing	represented by BAT Inc. dba Coast Processing PRO SE

Defendant

Gallant Law Group

represented by Meredith King

Franklin Soto Leeds LLP 444 West C Street Ste 300

San Diego, CA 92101 619-872-2520

Fax: 619-566-0221 Email: mking@fsl.law

Defendant

OptimumBank Holdings, Inc. dba Optimum Bank

represented by Matthew A Lesnick

Lesnick Prince & Pappas LLP 315 W. Ninth St #705 Los Angeles, CA 90015 213-493-6496

Fax: 310-396-0963

Email: matt@lesnickprince.com

Lisa Patel

Lesnick Prince and Pappas, LLP 315 W. Ninth St., Ste. 705 Los Angeles, CA 90015 213-224-7860

Fax: 213-493-6596

Email: <u>lpatel@lesnickprince.com</u>

Trustee

Richard A Marshack (TR)

Marshack Hays Wood LLP 870 Roosevelt Irvine, CA 92620 949-333-7777

represented by Christopher Celentino

(See above for address)

Christopher Ghio

Dinsmore & Shohl, LLP 655 W. Broadway Suite 800 92101

San Diego, CA 92101 619-400-0500

Fax: 619-238-1981

Email: christopher.ghio@dinsmore.com

U.S. Trustee

United States Trustee (SA)

represented by Kenneth Misken

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Office of the United States Trustee 411 W. Fourth Street, #7160 Santa Ana, CA 92701 714-338-3405

Email: <u>Kenneth.M.Misken@usdoj.gov</u> *LEAD ATTORNEY*

Queenie K Ng

411 West Fourth St. Suite 7160 Santa Ana, CA 92701 714-338-3403

Fax: 714-338-3421

Email: <u>queenie.k.ng@usdoj.gov</u>

LEAD ATTORNEY

Filing Date	#	Docket Text
05/25/2023	1 (29 pgs)	Adversary case 8:23-ap-01046. Complaint by Plaintiff: Richard A. Marshack against Defendants: Tony Diab, Daniel S. March, Rosa Bianca Loli, Lisa Cohen, William Taylor Carss, Eng Tang, Maria Eeya Tan, Jake Akers, Han Trinh, Jayde Trinh, Wes Thomas, Scott James Eadie, Jimmy Chhor, Dongliang Jiang, Oakstone Law Group PC, Greyson Law Center PC, Phoenix Law Group, Inc., Maverick Management, LLC, LGS Holdco, LLC, Consumer Legal Group, PC, Vulcan Consulting Group LLC, B.A.T. Inc., Prime Logix, LLC, Teracel Blockchain Fund II LLC, EPPS, Equipay, Authorize Net, World Global, Optimumbank Holdings, Inc., Marich Bein, LLC, BankUnited, N.A., Revolv3, Inc., Fidelity National Information Services, Inc., Worldpay, Inc., Worldpay Group, Merit Fund, LLC, Guardian, The United States Postal Service. Fee Amount \$350 Nature of Suit: (72 (Injunctive relief - other)), (13 (Recovery of money/property - 548 fraudulent transfer)), (11 (Recovery of money/property - 542 turnover of property)) (VN) (Entered: 06/08/2023)
05/25/2023	2 (3 pgs)	Document Sealed - Motion to file under seal (HC) (Entered: 05/25/2023) (NB8) (Entered: 06/08/2023)
05/25/2023	$\frac{3}{(5 \text{ pgs})}$	Document Sealed - Memorandum of Points and Authorities in support of motion to file under seal. (HC) (Entered: 05/25/2023) (NB8) (Entered: 06/08/2023)
05/25/2023	4 (37 pgs)	Document Sealed - Omnibus emergency motion. (HC) (Entered: 05/25/2023) (NB8) (Entered: 06/08/2023)
05/25/2023	<u>5</u> (52 pgs)	Document Sealed - Declaration #1 in support of emergency motion. (HC) (Entered: 05/25/2023) (NB8) (Entered: 06/08/2023)

1/15/23, 2:14 USE 8.23- D		pment Page 72 of 108
05/25/2023	6 (21 pgs)	Document Sealed - Declaration #2 in support of emergency motion. (HC) (Entered: 05/25/2023) (NB8) (Entered: 06/08/2023)
05/25/2023	7 (72 pgs)	Document Sealed - Declaration #3 in support of emergency motion. (HC) (Entered: 05/25/2023) (NB8) (Entered: 06/08/2023)
05/25/2023	8 (217 pgs; 3 docs)	Document Sealed - Declaration #4 in support of emergency motion. (HC) Additional attachment(s) added on 5/25/2023 (HC). Additional attachment(s) added on 5/25/2023 (HC). (Entered: 05/25/2023) (NB8) (Entered: 06/08/2023)
05/25/2023	9	Hearing Set (RE: Emergency Motion) The Hearing date is set for 5/25/2023 at 04:00 PM at Crtrm 5C, 411 W Fourth St., Santa Ana, CA 92701. The case judge is Scott C Clarkson (NB8) (Entered: 05/25/2023) (NB8) (Entered: 06/08/2023)
05/25/2023	10	Hearing Held (RE: related document - Emergency Motion) ORDER BY ATTORNEY; MOTION GRANTED. PRELIMINARY INJUNCTION: JUNE 12, 2023 AT 1:30 P.M. IN COURTROOM 5C, LOCATED AT 411 WEST FOURTH STREET, SANTA ANA, CA 92701 (NB8) (Entered: 05/25/2023) (NB8) (Entered: 06/08/2023)
05/26/2023	11 (2 pgs)	Document Sealed - Order (NB8) (Entered: 05/26/2023) (NB8) (Entered: 06/08/2023)
05/26/2023	12	Request for a Certified Copy Fee Amount \$11. (RE: related document(s) 11 Document Sealed) (HC) (Entered: 05/26/2023) (NB8) (Entered: 06/08/2023)
05/26/2023	13 (13 pgs)	Document Sealed - Order On Omnibus Emergency Motion (NB8) (Entered: 05/26/2023) (NB8) (Entered: 06/08/2023)
05/26/2023	14	Request for a Certified Copy Fee Amount \$11. The document will be sent via email to :chris.celentino@dinsmore.com: Filed by Litigant Master File 2023-1 (RE: related document(s)13 Document Sealed). (Celentino, Christopher) (Entered: 05/26/2023) (NB8) (Entered: 06/08/2023)
05/26/2023	15 (8 pgs)	Summons Issued On Tony Diab Date Issued 5/26/2023, Answer Due June 30, 2023; Daniel S. March Date Issued 5/26/2023, Answer Due June 30, 2023; Rosa Bianca Loli Date Issued 5/26/2023, Answer Due June 30, 2023; Lisa Cohen Date Issued 5/26/2023, Answer Due June 30, 2023; William Taylor Carss Date Issued 5/26/2023, Answer Due June 30, 2023; Eng Tang Date Issued 5/26/2023, Answer Due June 30, 2023; Maria Eeya Tan Date Issued 5/26/2023, Answer Due June 30, 2023; Jake Akers Date Issued 5/26/2023, Answer Due June 30, 2023; Han Trinh Date Issued 5/26/2023, Answer Due June 30, 2023; Han Trinh Date Issued 5/26/2023, Answer

1/15/23, 2:1 © PIS • 8:23-bk-10	_	Document June 30, 2023, Wes Thomas Date Issued 5/26/2023, Answer Due June 30, 2023; Wes Thomas Date Issued 5/26/2023, Answer Due June 30, 2023; Scott James Eadie Date Issued 5/26/2023, Answer Due June 30, 2023; Jimmy Chhor Date Issued 5/26/2023, Answer Due June 30, 2023; Dongliang Jiang Date Issued 5/26/2023, Answer Due June 30, 2023; Dongliang Jiang Date Issued 5/26/2023, Answer Due June 30, 2023; Dongliang Jiang Date Issued 5/26/2023, Answer Due June 30, 2023; Greyson Law Center PC Date Issued 5/26/2023, Answer Due June 30, 2023; Greyson Law Center PC Date Issued 5/26/2023, Answer Due June 30, 2023; Phoenix Law Group, Inc. Date Issued 5/26/2023, Answer Due June 30, 2023; Maverick Management, LLC Date Issued 5/26/2023, Answer Due June 30, 2023; LGS Holdco, LLC Date Issued 5/26/2023, Answer Due June 30, 2023; Consumer Legal Group, P.C. Date Issued 5/26/2023, Answer Due June 30, 2023; Vulcan Consulting Group LLC Date Issued 5/26/2023, Answer Due June 30, 2023; Prime Logix, LLC Date Issued 5/26/2023, Answer Due June 30, 2023; Prime Logix, LLC Date Issued 5/26/2023, Answer Due June 30, 2023; Teracel Blockchain Fund II LLC Date Issued 5/26/2023, Answer Due June 30, 2023; Equipay Date Issued 5/26/2023, Answer Due June 30, 2023; World Global Date Issued 5/26/2023, Answer Due June 30, 2023; World Global Date Issued 5/26/2023, Answer Due June 30, 2023; World Global Date Issued 5/26/2023, Answer Due June 30, 2023; Marich Bein, LLC Date Issued 5/26/2023, Answer Due June 30, 2023; BankUnited, N.A. Date Issued 5/26/2023, Answer Due June 30, 2023; Revolv3, Inc. Date Issued 5/26/2023, Answer Due June 30, 2023; Worldpay, Inc. Date Issued 5/26/2023, Answer Due June 30, 2023; Worldpay, Inc. Date Issued 5/26/2023, Answer Due June 30, 2023; Worldpay Group Date Issued 5/26/2023, Answer Due June 30, 2023; Worldpay Group Date Issued 5/26/2023, Answer Due June 30, 2023; Worldpay Group Date Issued 5/26/2023, Answer Due June 30, 2023; Morldpay Group Date Issued 5/26/2023, Answer Due June 30, 2023 Merit Fund, LLC Date Issued 5/26/2023,
05/26/2023	16	Certified Copy Emailed to chris.celentino@dinsmore.com (Entered: 05/26/2023) (NB8) (Entered: 06/08/2023)
05/30/2023	17	Hearing Set (RE: Preliminary Injunction) The Hearing date is set for 6/12/2023 at 01:30 PM at Crtrm 5C, 411 W Fourth St., Santa Ana, CA 92701. The case judge is Scott C Clarkson (NB8) (Entered: 05/30/2023) (NB8) (Entered: 06/08/2023)
05/30/2023	18	Hearing Set (RE: Complaint) Status Conference hearing to be held on 8/15/2023 at 10:30 AM at Crtrm 5C, 411 W Fourth St., Santa Ana, CA 92701. The case judge is Scott C Clarkson (NB8) (Entered: 05/30/2023) (NB8) (Entered: 06/08/2023)

06/02/2023		Ument Page 74 of 108 Declaration In Support Issuance Of Amended Order [Docket No. 13] (NB8) (Entered: 06/02/2023) (NB8) (Entered: 06/08/2023)
06/02/2023	2 <u>0</u> (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Richards, Ronald. (Richards, Ronald) (Entered: 06/02/2023) (NB8) (Entered: 06/08/2023)
06/02/2023	2 <u>1</u> (13 pgs)	Amended Order On Omnibus Emergency Motion (BNC-PDF) Signed on 6/2/2023. (NB8) (Entered: 06/02/2023) (NB8) (Entered: 06/08/2023)
06/04/2023	22 (14 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s)21 Amended Order (BNC-PDF)) No. of Notices: 0. Notice Date 06/04/2023. (Admin.) (Entered: 06/04/2023) (NB8) (Entered: 06/08/2023)
06/06/2023	23 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) by Kenneth Misken, Assistant United States Trustee Filed by Misken, Kenneth. (Misken, Kenneth) (Entered: 06/06/2023) (NB8) (Entered: 06/08/2023)
06/06/2023	24 (3 pgs)	Request that the Clerk Issue Another Summons and Notice of Status Conference (LBR 7004-1(a)(1)(B)) (NB8) (Entered: 06/06/2023) (NB8) (Entered: 06/08/2023)
06/06/2023	25 (8 pgs)	Another Summons Issued On Rosa Biancia Loli Date Issued 06/06/2023, Answer Due 07/11/2023; And Lisa Cohen Date Issued 06/06/2023, Answer Due 07/11/2023. Status Conference Hearing To Be Held On 08/29/2023 At 10:30 A.M. At Courtroom 5C, 411 West Fourth Street, Santa Ana, CA 92701. The Case Judge Is Scott C. Clarkson. (NB8) (Entered: 06/06/2023) (NB8) (Entered: 06/08/2023)
06/07/2023	26 (2 pgs)	Chapter 11 Trustee's Motion To Unseal Case 8:23-mp-102 (NB8) (Entered: 06/07/2023) (NB8) (Entered: 06/08/2023)
06/07/2023	27 (2 pgs)	Order On Chapter 11 Trustee's Motion To Unseal Case. IT IS ORDERED: That Certain ORDER GRANTING TRUSTEE'S MOTION FOR PERMISSION TO FILE OMNIBUS EMERGENCY MOTION AFTER SERVICE OF COURTESY COPY AND AFTER HEARING, AND UNDER SEAL Is Hereby Dissolved And The Identified Matters Within Adversary Proceeding Are No Longer Subject To SEAL. (SEE ORDER FOR FURTHER RULING) (Related Doc # 26) Signed on 6/7/2023 (NB8) (Entered: 06/07/2023) (NB8) (Entered: 06/08/2023)
06/08/2023	2 <u>8</u> (1 pg)	Transcript Order Form, regarding Hearing Date 05/25/23 Filed by U.S. Trustee United States Trustee (SA) (RE: related
		70

	Main	Document (*9 <u>0</u> -075 of 10 <u>8</u> mergency Motion). (SD8) (Entered: 06/08/2023) (NB8). (Entered: 06/08/2023)
06/08/2023	29	Transcript Record Transmittal (Court transcript records have been uploaded to FDS). For Order Number: 23-SC-26. RE Hearing Date: 05/25/23, [TRANSCRIPTION SERVICE PROVIDER: Briggs Reporting Co, Inc, Telephone number (310) 410-4151.] (RE: related document(s)28 Transcript Order Form (Public Request) filed by U.S. Trustee United States Trustee (SA)) (SD8) (Entered: 06/08/2023) (NB8) (Entered: 06/08/2023)
06/08/2023	30 (9 pgs)	Proof of service of Order Advancing Status Conference to Be Heard Concurrently with the Related Matters and Requiring Notice Filed by Trustee Richard A Marshack (TR). (Celentino Christopher) (Entered: 06/08/2023)
06/08/2023	31 (12 pgs)	Summons Service Executed on Jake Akers 6/2/2023; Authorize Net 6/2/2023; B.A.T. Inc. 6/2/2023; BankUnited, N.A. 6/2/2023; William Taylor Carss 6/2/2023; Jimmy Chhor 6/2/2023; Lisa Cohen 6/2/2023; Consumer Legal Group, PC 6/2/2023; Tony Diab 6/2/2023; Scott James Eadie 6/2/2023; Equipay 6/2/2023; Fidelity National Information Services, Inc. 6/2/2023; Greyson Law Center PC 6/2/2023; Guardian 6/2/2023; Dongliang Jiang 6/2/2023; LGS Holdco, LLC 6/2/2023; Rosa Bianca Loli 6/2/2023; Daniel S. March 6/2/2023; Marich Bein, LLC 6/2/2023; Maverick Management, LLC 6/2/2023; Merit Fund, LLC 6/2/2023; Oakstone Law Group PC 6/2/2023; Optimumbank Holdings, Inc. 6/2/2023; Phoenix Law Group, Inc. 6/2/2023; Prime Logix, LLC 6/2/2023; Revolv3, Inc. 6/2/2023; Maria Eeya Tan 6/2/2023; Eng Tang 6/2/2023; Teracel Blockchain Fund II LLC 6/2/2023; Wes Thomas 6/2/2023; Han Trinh 6/2/2023; Jayde Trinh 6/2/2023; Vulcan Consulting Group LLC 6/2/2023; World Global 6/2/2023; Worldpay Group 6/2/2023; Worldpay, Inc. 6/2/2023 (Celentino, Christopher) (Entered: 06/08/2023)
06/08/2023	32 (10 pgs)	Summons Service Executed on Tony Diab 6/2/2023 (Celentino, Christopher) (Entered: 06/08/2023)
06/08/2023	33 (10 pgs)	Summons Service Executed on B.A.T. Inc. 6/2/2023 (Celentino, Christopher) (Entered: 06/08/2023)
06/08/2023	34 (4 pgs)	Proof of service <i>for Approvely Inc.</i> Filed by Plaintiff Richard A. Marshack. (Celentino, Christopher) (Entered: 06/08/2023)
06/08/2023	35 (4 pgs)	Proof of service <i>for Amazon.com, Inc.</i> Filed by Plaintiff Richard A. Marshack. (Celentino, Christopher) (Entered: 06/08/2023)

06/08/2023	36 (4 pgs)	Proof of service <i>for Bank United N.A.</i> Filed by Plaintiff Richard A. Marshack. (Celentino, Christopher) (Entered: 06/08/2023)
06/08/2023	37 (4 pgs)	Proof of service <i>for Optimum Bank Holdings Inc.</i> Filed by Plaintiff Richard A. Marshack. (Celentino, Christopher) (Entered: 06/08/2023)
06/08/2023		Receipt of Adversary Filing Fee - \$350.00 by 16. Receipt Number 80076736. (admin) (Entered: 06/08/2023)
06/09/2023	38 (9 pgs)	Summons Service Executed on Lisa Cohen 6/6/2023; Rosa Bianca Loli 6/6/2023 (Celentino, Christopher) (Entered: 06/09/2023)
06/09/2023	3 <u>9</u> (10 pgs)	Summons Service Executed on William Taylor Carss 6/2/2023 (Celentino, Christopher) (Entered: 06/09/2023)
06/09/2023	40 (4 pgs)	Proof of service <i>for Stephanie King</i> Filed by Plaintiff Richard A. Marshack. (Celentino, Christopher) (Entered: 06/09/2023)
06/09/2023	41 (3 pgs)	Proof of service <i>for Han Trinh</i> Filed by Plaintiff Richard A. Marshack. (Celentino, Christopher) (Entered: 06/09/2023)
06/09/2023	42 (7 pgs)	Proof of service for Approvely, Inc., Maverick Bankcard, Inc., Occams Advisory, Inc. Filed by Plaintiff Richard A. Marshack. (Celentino, Christopher) (Entered: 06/09/2023)
06/09/2023	43 (7 pgs)	Proof of service for World Globe, WorldPay, Inc., WorldPay Group Filed by Plaintiff Richard A. Marshack. (Celentino, Christopher) (Entered: 06/09/2023)
06/09/2023	44 (4 pgs)	Proof of service <i>for Revolv3, Inc.</i> Filed by Plaintiff Richard A. Marshack. (Celentino, Christopher) (Entered: 06/09/2023)
06/12/2023	45 (116 pgs; 7 docs)	Status report Filed by Plaintiff Richard A. Marshack (RE: related document(s)1 Complaint). (Attachments: #1 Declaration of Richard A. Marshack #2 Declaration of Christopher Celentino #3 Declaration of Jonathan Serrano #4 Declaration of Jeremy B. Freedman #5 Declaration of Peter M. Schneider #6 Declaration of Ty Carss) (Celentino, Christopher) (Entered: 06/12/2023)
06/12/2023	46 (7 pgs)	Opposition to (related document(s): 4 Document) Motion for Turnover, Preliminary Injunction, Lock-Out, Redirection of US Mail Filed by Defendant Greyson Law Center PC (Plazak, Douglas) (Entered: 06/12/2023)
06/12/2023	47 (90 pgs; 13 docs)	Opposition to (related document(s): 4 Document) <i>Motion for Turnover, et al.</i> Filed by Defendant Greyson Law Center PC (Attachments: # 1 Dec of Scott Eadie # 2 Declaration of Han 72

11/15/23, 2:1 @2186 8: 2		Writed 11/12/12/12/15 Contered 11/17/12/13 18:06:05 Descurrent # 3/15/12/14/15/15/15/15/15/15/15/15/15/15/15/15/15/
06/12/2023	48 (9 pgs)	Declaration re: of Scott Eadie with Exhibits Filed by Defendant Greyson Law Center PC. (Plazak, Douglas) (Entered: 06/12/2023)
06/12/2023	4 <u>9</u> (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Richards, Ronald. (Richards, Ronald) (Entered: 06/12/2023)
06/12/2023	50	Hearing Held On Motion (RE: related document <u>1</u> Preliminary Injunction) - ORDER BY ATTORNEY - PRELIMINARY INJUNCTION GRANTED (NB8) (Entered: 06/13/2023)
06/13/2023	5 <u>1</u> (1 pg)	Notice Request Courtesy Notification of Electronic Filing (NEF) Filed by Creditors MC DVI Fund 2, LLC, MC DVI Fund 1, LLC, Debt Validation Fund II, LLC. (Golubow, Richard) (Entered: 06/13/2023)
06/13/2023	52 (4 pgs)	Proof of service <i>for Netsuite</i> Filed by Plaintiff Richard A. Marshack. (Celentino, Christopher) (Entered: 06/13/2023)
06/13/2023	53 (4 pgs)	Proof of service <i>for Quickbooks - Intiut</i> Filed by Plaintiff Richard A. Marshack. (Celentino, Christopher) (Entered: 06/13/2023)
06/13/2023	54 (4 pgs)	Proof of service <i>for Google</i> Filed by Plaintiff Richard A. Marshack. (Celentino, Christopher) (Entered: 06/13/2023)
06/13/2023	55 (4 pgs)	Proof of service <i>for Microsoft</i> Filed by Plaintiff Richard A. Marshack. (Celentino, Christopher) (Entered: 06/13/2023)
06/13/2023	56 (4 pgs)	Proof of service <i>for Amazon.com</i> Filed by Plaintiff Richard A. Marshack. (Celentino, Christopher) (Entered: 06/13/2023)
06/13/2023	<u>57</u> (10 pgs)	Summons Service Executed on Authorize Net 6/1/2023 (Celentino, Christopher) (Entered: 06/13/2023)
06/13/2023	58 (10 pgs)	Summons Service Executed on Fidelity National Information Services, Inc. 6/1/2023 (Celentino, Christopher) (Entered: 06/13/2023)
06/14/2023	5 <u>9</u> (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Still, Andrew. (Still, Andrew) (Entered: 06/14/2023)

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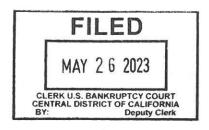
06/15/2023	60 (1 pg)	Imment Page 78 of 108 Request for Recording of Court Proceedings . Fee Amount \$32, Filed by U.S. Trustee United States Trustee (SA) . (JL) (Entered: 06/15/2023)
06/15/2023	61 (2 pgs; 2 docs)	Transcript Order Form, regarding Hearing Date 6/12/23 Filed by U.S. Trustee United States Trustee (SA). (JL) Additional attachment(s) added on 6/15/2023 (JL). (Entered: 06/15/2023)
06/15/2023	62 (31 pgs)	Amended Complaint by Christopher Ghio on behalf of Richard A. Marshack against Fidelity National Information Services, Inc. dba FIS, Worldpay, LLC, Touzi Capital, LLC, Heng Taing, Eng Taing, Stripe, Inc., Seamless Chex Inc., Phoenix Law, PC, Payliance, LLC, Optimumbank Holdings, Inc. dba Optimum Bank, Maverick Management Group, LLC, Guardian Processing, LLC, Dwolla, Inc., Max Chou, BAT Inc. dba Coast Processing, Jake Akers, Authorize Net, BankUnited, N.A., William Taylor Carss, Jimmy Chhor, Lisa Cohen, Consumer Legal Group, PC, Tony Diab, EPPS, Scott James Eadie, Equipay, Greyson Law Center PC, Dongliang Jiang, LGS Holdco, LLC, Rosa Bianca Loli, Daniel S. March, Marich Bein, LLC, Merit Fund, LLC, Oakstone Law Group PC, Prime Logix, LLC, Revolv3, Inc., Maria Eeya Tan, Teracel Blockchain Fund II LLC, Wes Thomas, Han Trinh, Jayde Trinh, Vulcan Consulting Group LLC, World Global, Worldpay Group. (Ghio, Christopher) (Entered: 06/15/2023)
06/15/2023	63 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by White, Johnny. (White, Johnny) (Entered: 06/15/2023)
06/15/2023	64	Transcript Record Transmittal (Court transcript records have been uploaded to FDS). For Order Number: 23-SC-27. RE Hearing Date: 6/12/23, [TRANSCRIPTION SERVICE PROVIDER: BRIGGS REPORTING CO., INC., Telephone number Ph: (310) 410-4151.] (RE: related document(s)61 Transcript Order Form (Public Request) filed by U.S. Trustee United States Trustee (SA)) (JL) (Entered: 06/15/2023)
06/16/2023	65 (18 pgs)	Notice of lodgment of Order in Adversary Case Filed by Plaintiff Richard A. Marshack (RE: related document(s)3 Document). (Celentino, Christopher) (Entered: 06/16/2023)
06/16/2023	66 (22 pgs)	Declaration re: Declaration of Christopher Celentino in Support of Notice of Lodgment of Preliminary Injunction Filed by Plaintiff Richard A. Marshack (RE: related document(s)65 Notice of Lodgment). (Celentino, Christopher) (Entered: 06/16/2023)
06/16/2023	67 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Lev, Daniel. (Lev, Daniel) (Entered: 06/16/2023)

11/13/23, 2. IE USC 0.2		MHURGULL/HANKEUSICY CONTENIED / / LUYLY LUYLE B 18.00.05 Desc
06/20/2023	68 (4 pgs)	Summons Returned Unexecuted Re: Gallant Law Group, Jake Akers, Authorize Net, BAT Inc. dba Coast Processing, BankUnited, N.A., William Taylor Carss, Jimmy Chhor, Max Chou, Lisa Cohen, Consumer Legal Group, PC, Tony Diab, Dwolla, Inc., EPPS, Scott James Eadie, Equipay, Fidelity National Information Services, Inc. dba FIS, Greyson Law Center PC, Guardian Processing, LLC, Dongliang Jiang, LGS Holdco, LLC, Rosa Bianca Loli, Daniel S. March, Marich Bein, LLC, Maverick Management Group, LLC, Merit Fund, LLC, Oakstone Law Group PC, Optimumbank Holdings, Inc. dba Optimum Bank, Payliance, LLC, Phoenix Law, PC, Prime Logix, LLC, Revolv3, Inc., Seamless Chex Inc., Stripe, Inc., Eng Taing, Heng Taing, Maria Eeya Tan, Eng Tang, Teracel Blockchain Fund II LLC, The United States Postal Service, Wes Thomas, Touzi Capital, LLC, Han Trinh, Jayde Trinh, Vulcan Consulting Group LLC, World Global, Worldpay Group, Worldpay, LLC (Celentino, Christopher) (Entered: 06/20/2023)
06/22/2023	69 (6 pgs)	Request that the Clerk Issue Another Summons and Notice of Status Conference (LBR 7004-1(a)(1)(B)) Filed by Plaintiff Richard A. Marshack. (Ghio, Christopher) (Entered: 06/22/2023)
06/23/2023	7 <u>0</u> (15 pgs)	Order On Trustee, Richard Marshack's Omnibus Motion Granting: (1) Turnover Of Estate Property And Recorded Information Pursuant To 11 U.S.C. Section 542; (2) Preliminary Injunction; (3) Lock-Out; (4) Re-Direction Of United States Parcel Services Mail; (5) Order To Show Cause RE Compliance With Court Order; And (6) Other Relief As Necessary To Efficient Administration Of This Matter. (SEE ORDER FOR FURTHER RULING) (BNC-PDF) (Related Doc # 4) Signed on 6/23/2023 (NB8) (Entered: 06/23/2023)
06/23/2023	71 (9 pgs; 2 docs)	Another Summons Issued on BAT Inc. dba Coast Processing Date Issued 6/23/2023, Answer Due 7/24/2023; Jimmy Chhor Date Issued 6/23/2023, Answer Due 7/24/2023; Max Chou Date Issued 6/23/2023, Answer Due 7/24/2023; Dwolla, Inc. Date Issued 6/23/2023, Answer Due 7/24/2023; Guardian Processing, LLC Date Issued 6/23/2023, Answer Due 7/24/2023; Maverick Management Group, LLC Date Issued 6/23/2023, Answer Due 7/24/2023; Payliance, LLC Date Issued 6/23/2023, Answer Due 7/24/2023; Phoenix Law, PC Date Issued 6/23/2023, Answer Due 7/24/2023; Seamless Chex Inc. Date Issued 6/23/2023, Answer Due 7/24/2023; Stripe, Inc. Date Issued 6/23/2023, Answer Due 7/24/2023; Eng Taing Date Issued 6/23/2023, Answer Due 7/24/2023; Heng Taing Date Issued 6/23/2023, Answer Due 7/24/2023; Touzi Capital, LLC Date Issued 6/23/2023, Answer Due 7/24/2023; Touzi Capital, LLC Date Issued 6/23/2023, Answer Due 7/24/2023; Worldpay, LLC Date Issued 6/23/2023, Answer Due 7/24/2023; Worldpay, LLC Date Issued 6/23/2023, Answer Due 7/24/2023; Worldpay, LLC Date Issued 6/23/2023, Answer Due 7/24/2023 (RE: related document(s)69 Request that the Clerk Issue Another Summons and Ntc of Status Conf (AP) filed by Plaintiff Richard A. Marshack) Status Conference

1/15/23, 2:1 @aise 8:23-l		Writed 11/13/23 to Contered 11/13/23 18:06:05 Descumenting to Burnell Of 1/18/2023 at 01:30 PM at Crtrm 5C, 411 W Fourth St., Santa Ana, CA 92701. The case judge is Scott C Clarkson (NB8) (Entered: 06/23/2023)
06/23/2023	72 (1 pg)	Request for courtesy Notice of Electronic Filing (NEF) Filed by Cohen, Leslie. (Cohen, Leslie) (Entered: 06/23/2023)
06/23/2023	73 (15 pgs; 4 docs)	Notice Notice of Required Compliance with Rule 7026 of the Federal Rules of Bankruptcy Procedure and Rule 7026-1 of the Local Bankruptcy Rules Filed by Plaintiff Richard A. Marshack. (Attachments: # 1 Exhibit Exhibit 1 # 2 Exhibit Exhibit 1(b) # 3 Exhibit Exhibit 2)(Serrano, Jonathan) (Entered: 06/23/2023)
06/23/2023	74 (13 pgs)	Status report <i>Status Conference Report</i> Filed by Plaintiff Richard A. Marshack (RE: related document(s) <u>71</u> Another Summons Issued). (Serrano, Jonathan) (Entered: 06/23/2023)
06/25/2023	75 (18 pgs)	BNC Certificate of Notice - PDF Document. (RE: related document(s)70 Order on Generic Motion (BNC-PDF)) No. of Notices: 1. Notice Date 06/25/2023. (Admin.) (Entered: 06/25/2023)
06/27/2023	76 (269 pgs)	Transcript regarding Hearing Held 06/12/23 RE: HEARING RE: PRELIMINARY INJUNCTION STATUS CONFERENCE HEARING RE: (1) CASE MANAGEMENT CONFERENCE AND (2) REQUIRING STATUS REPORT. Remote electronic access to the transcript is restricted until 09/25/2023. The transcript may be viewed at the Bankruptcy Court Clerk's Office on a public terminal or purchased through the Transcription Service Provider before the transcript access restriction has ended. [TRANSCRIPTION SERVICE PROVIDER: BRIGGS REPORTING COMPANY, INC., Telephone number 310-410-4151.]. Notice of Intent to Request Redaction Deadline Due By 7/5/2023. Redaction Request Due By 07/18/2023. Redacted Transcript Submission Due By 07/28/2023. Transcript access will be restricted through 09/25/2023. (Steinhauer, Holly) (Entered: 06/27/2023)
06/27/2023	77 (6 pgs)	Stipulation By Richard A. Marshack and Stipulation for Judgment (1) Avoiding, Recovering, and Preserving Transfers to Defendant, Phoenix Law Group, Inc.; (2) Turning Over of All Transferred Property to Trustee; and (3) Dismissing Without Prejudice Defendants William Taylor Carss and Maria Eeya Tan Filed by Plaintiff Richard A. Marshack (Ghio, Christopher) (Entered: 06/27/2023)
06/28/2023	7 <u>8</u> (3 pgs)	Proof of service Supplemental Proof of Service For Stipulation (1) Avoiding, Recovering, and Preserving Transfers to Defendant, Phoenix Law Group, Inc.; (2) Turning Over of All Transferred Property to Trustee; and (3)

1/15/23, 2:1 @ 218 e 8: 2		Milted 11/12/23 to the feed 11/17/23 18:06:05 Descurpent Page 810 Per Pudice Defendants William Taylor Carss and Maria Eeya Tan Filed by Plaintiff Richard A. Marshack (RE: related document(s) 77 Stipulation By Richard A. Marshack and Stipulation for Judgment (1) Avoiding, Recovering, and Preserving Transfers to Defendant, Phoenix Law Group, Inc.; (2) Turning Over of All Transferred Property to Trustee; and (3) Dismissing Without Prejudice). (Serrano, Jonathan) (Entered: 06/28/2023)
06/30/2023	7 <u>9</u> (20 pgs)	Answer to Complaint Defendant Marich Bein, LLC's Answer To Plaintiff Richard A. Marshack's Amended Complaint Filed by Marich Bein, LLC. (Kupetz, David) (Entered: 06/30/2023)
06/30/2023	80 (5 pgs)	Notice Notice of Appearance Of Counsel For Defendant Marich Bein, LLC Filed by Defendant Marich Bein, LLC. (Kupetz, David) (Entered: 06/30/2023)
06/30/2023	8 <u>1</u> (15 pgs)	Stipulation By Richard A. Marshack and Stipulation re Partial Settlement of Claims and Modification of Order on Trustee, Richard Marshack's Omnibus Emergency Motion as to Covered Parties and Defendants, Consumer Legal Group, P.C. and LGS HoldCo, LLC Filed by Plaintiff Richard A. Marshack (Ghio, Christopher) (Entered: 06/30/2023)
06/30/2023	82 (3 pgs)	Proof of service Supplemental Proof of Service for Stipulation re Partial Settlement of Claims and Modification of Order on Trustee, Richard Marshack's Omnibus Emergency Motion as to Covered Parties and Defendants, Consumer Legal Group, P.C. and LGS Holdco, LLC Filed by Plaintiff Richard A. Marshack. (Serrano, Jonathan) (Entered: 06/30/2023)

PACER Service Center					
	Transaction Receipt				
11/15/2023 14:14:39					
PACER Login:	kmarch80366	Client Code:	P Han Jayde Trinh		
Description:	Docket Report	Search Criteria:	8:23-ap-01046-SC Fil or Ent: filed To: 6/30/2023 Doc From: 0 Doc To: 99999999 Term: included Format: html Page counts for documents: included		
Billable Pages:	10	Cost:	1.00		



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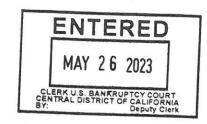
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CHANGES MADE BY COURT

UNITED STATES BANKRUPTCY COURT

CENTRAL DISTRICT OF CALIFORNIA - SANTA ANA DIVISION

10 11 In re: 12 THE LITIGATION PRACTICE GROUP P.C., 13 Debtor. 14 15 RICHARD A. MARSHACK, Chapter 11 Trustee, 16 Plaintiff, 17 V. 18 TONY DIAB, an individual; DANIEL S.

MARCH, an individual; ROSA BIANCA LOLI,

ENG TANG, an individual; MARIA EEYA TAN

an individual; JAKE AKERS, an individual; HAN

SCOTT JAMES EADIE, an individual; JIMMY

CHHOR, an individual; DONGLIANG JIANG,

an individual; OAKSTONE LAW GROUP PC;

MANAGEMENT, LLC; LGS HOLDCO, LLC:

CONSUMER LEGAL GROUP, P.C.; VULCAN

d/b/a OPTIMUM BANK: MARICH BEIN, LLC:

GREYSON LAW CENTER PC; PHOENIX

TERACEL BLOCKCHAIN FUND II LLC;

LAW GROUP, INC.; MAVERICK

an individual; LISA COHEN, an individual;

WILLIAM TAYLOR CARSS, an individual:

TRINH, an individual; JAYDE TRINH, an

individual; WES THOMAS, an individual;

Case No.: 8:23-MP-00102

Chapter 11: 8:23-bk-10571

ORDER ON TRUSTEE, RICHARD MARSHACK'S OMNIBUS EMERGENCY MOTION FOR:

- 1) TURNOVER OF ESTATE PROPERTY AND RECORDED INFORMATION **PURSUANT TO 11 U.S.C. § 542;**
- 2) PRELIMINARY INJUNCTION;
- 3) LOCK-OUT:
- 4) RE-DIRECTION OF UNITED STATES PARCEL SERVICES MAIL:
- 5) ORDER TO SHOW CAUSE RE COMPLIANCE WITH COURT ORDER; AND
- 6) OTHER RELIEF AS NECESSARY TO **EFFICIENT ADMINISTRATION OF THIS MATTER**

Date: May 25, 2023 Time: 4:00 P.M.

Judge: Hon. Scott C. Clarkson

Place: Courtroom 5C

411 W. Fourth Street Santa Ana, CA 92701

CONSULTING GROUP LLC; B.A.T. INC. d/b/a COAST PROCESSING; PRIME LOGIX, LLC: EPPS; EQUIPAY; AUTHORIZE.NET; WORLD GLOBAL; OPTIMUMBANK HOLDINGS, INC.

EXHIBIT D

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1	BANKUNITED, N.A.;	REVOLV3, INC.;		
2	FIDELITY NATIONA	LINFORMATION		
3	WORLDPAY GROUP	FIS; WORLDPAY, INC.;; MERIT FUND, LLC; SING, LLC; THE STAL SERVICE; and		
4	UNITED STATES POS DOES 1 through 100, i	STAL SERVICE; and		
5	152			
		Defendants.		
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In his capacity as the duly appointed and acting Chapter 11 Trustee, Richard Marshack ("Trustee") filed an Omnibus Emergency Motion for Turnover of Estate Property and Recorded Information Pursuant to 11 U.S.C. § 542; Preliminary Injunction; Lock-Out; Re-Direction of United States Postal Service Mail; Setting an Order To Show Cause re Compliance with the Court's Order as to Tony Diab, Rosa Loli aka Rosa Bianca Loli aka Bianca Loli ("Rosa Loli"), Lisa Cohen, Daniel March and William Tyson "Ty" Carss; and Other As Necessary to the Efficient Administration of this Matter under seal on May 25, 2023, which matter was heard on May 25, 2023, pursuant to Local Bankruptcy Rule 9075-1. The Court, having considered the pleadings on file and the discussion of the parties at the hearing, and having placed its findings of fact and conclusions of law in support of this order orally on the record at the hearing, and finding that exigent circumstances exist and good cause appearing therefor, hereby **ORDERS AS FOLLOWS**:

TURNOVER ORDER OF ESTATE PROPERTY AND RECORDED INFORMATION:

A. RECORDED INFORMATION

Within twenty-four (24) hours from the date of this Order or notice thereof, whichever is later, the following information regarding any and all persons who signed a Legal Services Contract with LPG or whose file was purchased or otherwise transferred to LPG; OakStone Legal Group, P.C. ("OakStone"); Greyson Law, P.C. ("Greyson"); Gallant Law Group ("Gallant"); Phoenix Law Group, P.C. (Phoenix"); LGS Holdco., LLC; Consumer Legal Group, P.C. ("CLG"); Maverick Management, LLC ("Maverick"); Vulcan Consulting Group, LLC ("Vulcan"); BAT Inc. d/b/a Coast Processing ("Coast Processing"); Strategic Consulting Solutions, LLC ("SCS"); Prime Logix, LLC ("Prime Logix"); Tony Diab; Rosa Loli aka Rosa Bianca Loli aka Bianca Loli ("Rosa Loli"); Lisa Cohen; Eng Tang; Maria Eeya Tan; Jake Akers; Jayde Trinh; Wes Thomas; Scott James; Eadie, Jummi Chhor; Dongliang Jiang; and/or any other alias', agents or corporate entities affiliated with same, for which the client's file remains open and/or continues to make payments under an agreed upon installment contract, except those clients who signed a Legal Services Contract post-petition (hereinafter "Client") shall be turned over to the Trustee by Debtor:

1. All Client files, including but not limited to names, contact information, client file management, communications, account information, letters, pleadings, communications, payment

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history, financial account information, credit reports, executed legal services contracts, automated clearing house ("ACH") contracts, executed installment contracts, account balances, debts in dispute, payment history, file status, settlements, debt invalidations and/or any other information created, managed and stored electronically utilizing DebtPayPro, a Forth, Inc. ("DPP") software program's software license, key or account, that was opened and is maintained and controlled by LPG; OakStone; Greyson; Gallant; Phoenix; LGS Holdco., LLC; CLG; Maverick; Vulcan; Coast Processing; SCS; Prime Logix; Tony Diab; Rosa Loli; Lisa Cohen; Eng Tang; Maria Eeya Tan; Jake Akers; Jayde Trinh; Wes Thomas; Scott James; Eadie, Jummi Chhor; Dongliang Jiang; and/or any other alias', agents or corporate entities affiliated with same (the "DPP Data"):

- 2. All administrative usernames and passwords that give the Trustee access to any DPP account held, maintained or controlled by LPG; OakStone; Greyson; Gallant; Phoenix; LGS Holdco., LLC; CLG; Maverick; Vulcan; SCS; Coast Processing; Prime Logix; Tony Diab; Rosa Loli; Lisa Cohen; Eng Tang; Maria Eeya Tan; Jake Akers; Jayde Trinh; Wes Thomas; Scott James; Eadie, Jummi Chhor; Dongliang Jiang; and/or any other alias', agents or corporate entities affiliated with same;
- 3. All Client files, including but not limited to names, contact information, client file management, communications, account information, letters, pleadings, communications, payment history, financial account information, credit reports, executed legal services contracts, ACH contracts, executed installment contracts, account balances, debts in dispute, payment history, file status, settlements, debt invalidations and/or any other information created, managed and stored electronically utilizing proprietary software program "LUNA" hosted on Amazon Web Services ("AWS") and located at the current domain "lunapp.com" that is maintained and controlled by LPG; OakStone; Greyson; Gallant; Phoenix; LGS Holdco., LLC; CLG; Maverick; Vulcan; SCS; Coast Processing; Prime Logix; Tony Diab; Rosa Loli; Lisa Cohen; Eng Tang; Maria Eeya Tan; Jake Akers; Jayde Trinh; Wes Thomas; Scott James; Eadie, Jummi Chhor; Dongliang Jiang; and/or any other alias', agents or corporate entities affiliated with same (the "Luna Data");
- 4. All administrative usernames and passwords that give the Trustee access to any AWS account where Luna, its software program, databases and client information is held, stored and hosted

that is maintained or controlled by LPG; OakStone; Greyson; Gallant; Phoenix; LGS Holdco., LLC; CLG; Maverick; SCS; Vulcan; Coast Processing; Prime Logix; Tony Diab; Rosa Loli; Lisa Cohen; Eng Tang; Maria Eeya Tan; Jake Akers; Jayde Trinh; Wes Thomas; Scott James; Eadie, Jummi Chhor; Dongliang Jiang; and/or any other alias', agents or corporate entities affiliated with same;

- 5. All ACH files related to Client information, details, accounts, history of electronic fund transfers ("EFT"), payments, amounts held, interest on held amounts, penalty fees, nonsufficient fund fees or other ACH related charges to the Clients stored electronically or in hard copy associated with ACH processing service providers and/or affiliated financial institutions, including but not limited to EPPS; EquiPay, LLC ("EquiPay"); Merit Fund, LLC ("Merit Fund"); Authorize.net a subsidiary of Visa, Inc. ("Authorize.net"); World Global; OptimumBank Holdings, Inc. dba Optimum Bank ("Optimum Bank"); BankUnited, Inc. ("BankUnited"); Marich Bein, LLC ("Marich Bein"); Revolv3, Inc. ("Revolv3"); Fidelity National Information Services, Inc. dba FIS, including but not limited to its subsidiaries Worldpay, Inc., Worldpay Group or any other subsidiaries providing ACH processing services ("FIS"); Guardian Processing, LLC ("Guardian"); and/or any entity associated with the ACH identification transaction "LPG 949-226-6262 #5 2363 RT 9 TOMS RIVER NJ 0875" or any such substantially similar ACH identification transaction (hereinafter the "ACH Data");
- 6. All files, information, reports, spreadsheets, account numbers, routing numbers, and databases related to transfer of funds out of any account opened, maintained and controlled by LPG; OakStone; Greyson; Gallant; Phoenix; LGS Holdco., LLC; CLG; Maverick; SCS; Vulcan; Coast Processing; Prime Logix; Tony Diab; Rosa Loli; Lisa Cohen; Eng Tang; Maria Eeya Tan; Jake Akers; Jayde Trinh; Wes Thomas; Scott James; Eadie, Jummi Chhor; Dongliang Jiang; and/or any other alias', agents or corporate entities affiliated with same that were processed and executed by ACH processing service providers and/or their affiliated financial institutions, including but not limited to EPPS; EquiPay; Merit Fund; Authorize.net; World Global; Optimum Bank; BankUnited; Marich Bein; Revolv3; FIS; Guardian; and/or any entity associated with the ACH identification transaction "LPG 949-226-6262 #5 2363 RT 9 TOMS RIVER NJ 0875" or any such substantially similar ACH identification transaction (hereinafter the "ACH Transfer Data");

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- 7. All administrative usernames and passwords that give the Trustee access to any ACH processing accounts, software, database or other program at ACH processing service providers and/or affiliated financial institutions, including but not limited to EPPS; EquiPay; Merit Fund; Authorize.net; World Global; Optimum Bank; BankUnited; Marich Bein; Revolv3; FIS; Guardian; and/or any entity associated with the ACH identification transaction "LPG 949-226-6262 #5 2363 RT 9 TOMS RIVER NJ 0875" or any such substantially similar ACH identification transaction used to upload or input Client information, initiate Client ACH EFTs, transfer Client ACH funds to outside financial institutions or otherwise manage any account opened, maintained and controlled by LPG; OakStone; Greyson; Phoenix; LGS Holdco., LLC; CLG; SCS; Vulcan; Coast Processing; Prime Logix; Tony Diab; Rosa Loli; Lisa Cohen; Eng Tang; Maria Eeya Tan; Jake Akers; Jayde Trinh; Wes Thomas; Scott James; Eadie, Jummi Chhor; Dongliang Jiang; and/or any other alias', agents or corporate entities affiliated with same; 8. All accounting records, files, data and information for LPG; OakStone; Greyson; Gallant; Phoenix; LGS Holdco., LLC; CLG; SCS; Vulcan; Coast Processing; and Prime Logix stored on
- NetSuite, Quickbooks and Microsoft SharePoint, G-Suite or other permanent or cloud based systems (hereinafter the "Accounting Data");
- 9. All contracts, records, reports, information, data and details regarding the transfer or sale of any Client files or future Client ACH payments to any other law firm, organization, corporate entity, person(s), or investment group (otherwise known as factoring companies) by LPG; OakStone; Greyson; Phoenix; LGS Holdco., LLC; and/or CLG (hereinafter the "Client Transfer-Out Data");
- 10. All contracts, records, reports, information, data, cost basis, payment information and details regarding the transfer or receipt of any Client files or future Client ACH payments from any other law firm, organization, corporate entity, person(s), investment or marketing group (otherwise known as capping companies) to LPG; OakStone; Greyson; Gallant; Phoenix; LGS Holdco., LLC; Maverick; and/or CLG (hereinafter the "Client Transfer-In Data");
- 11. All information, data, tables, spreadsheets and reports regarding Client information stored on Formgrid, Inc. dba Airtable's ("Airtable") cloud based data management system used by LPG:

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OakStone; Greyson; Phoenix; LGS Holdco., LLC; and/or CLG to manage the aforementioned information (hereinafter the "Airtable Data"); and

- 12. All administrative usernames and passwords that give the Trustee access to any Airtable account opened, maintained or controlled by LPG; OakStone; Greyson, Phoenix; LGS Holdco., LLC; Maverick; and/or CLG; and
- 13. All email accounts related to LPG; OakStone; Greyson; Gallant; Phoenix; LGS Holdco., LLC; and/or CLG stored maintained and/or hosted on Office 365, g-suite or any other email server, whether physical or cloud based servers (hereinafter "Email Data").

B. ESTATE FUNDS

Within five (5) calendar days from the date of this order or notice thereof, whichever is later, the following shall be turned over to the Trustee by Debtor:

- 1. All post-petition Client ACH payments processed and received by LPG; OakStone; Greyson; Gallant; Phoenix; LGS Holdco., LLC; CLG; Maverick; SCS; Vulcan; Coast Processing; Prime Logix; Tony Diab; Rosa Loli; Lisa Cohen; Eng Tang; Maria Eeya Tan; Jake Akers; Jayde Trinh; Wes Thomas; Scott James; Eadie, Jummi Chhor; Dongliang Jiang; and/or any other alias', agents or corporate entities affiliated with same related to LPG Clients who entered into a Legal Services Agreement pre-petition and who have received the services provided in the contract;
- 2. The \$6,308,702.72 million dollars in post-petition ACH EFTs processed through LPG's Revolv3, Inc. merchant account from March 2023 to the present, including any amounts that have been transferred, wired or otherwise withdrawn from LPG's Revolv3, Inc. merchant account to OakStone; Greyson; Gallant; Phoenix; LGS Holdco., LLC; CLG; Maverick; SCS; Vulcan; Coast Processing; Prime Logix; Tony Diab; Rosa Loli; Lisa Cohen; Eng Tang; Maria Eeya Tan; Jake Akers; Jayde Trinh; Wes Thomas; Scott James; Eadie, Jummi Chhor; Dongliang Jiang; and/or any other alias', agents or corporate entities affiliated with same;

TEMPORARY RESTRAINING ORDER

From the date of this ORDER through and including, June 12, 2023, or as further Ordered by this Court:

- 1. <u>Control Over ACH Transfers</u>: All covered entities and individuals (defined below) are hereby enjoined and shall not interfere with any ACH electronic funds transfer being executed pursuant to documents authorizing such transfers to be executed in favor of LPG as follows:
- a) <u>Covered Entities and Individuals</u>: The following entities and individuals, and anyone acting on their behalf: LPG; OakStone; Greyson; Gallant; Phoenix; LGS Holdco., LLC; CLG; Maverick; Vulcan; Coast Processing; Prime Logix; SCS; Tony Diab; Rosa Loli; Lisa Cohen; Eng Tang; Maria Eeya Tan; Jake Akers; Jayde Trinh; Wes Thomas; Scott James; Eadie, Jummi Chhor; Dongliang Jiang; and/or any other alias', agents or corporate entities affiliated with same shall, absent further order from this Court:
- i) Enjoined Conduct re ACH Instructions: No covered entity or individual shall initiate, cause to be initiated, or instruct any company or person that processes ACH transfers and/or their affiliated financial institutions, including EPPS; EquiPay; Merit Fund; Authorize.net; World Global; Optimum Bank; BankUnited; Marich Bein; Revolv3; FIS; Guardian; and/or any entity associated with the ACH identification transaction "LPG 949-226-6262 #5 2363 RT 9 TOMS RIVER NJ 0875" or any such substantially similar ACH identification transaction, to execute any ACH EFT on any file, financial institution, or current or former client of LPG, to or for the benefit of LPG, including but not limited to OakStone; Greyson; Phoenix; CLG; Prime Logix; SCS; Maverick; and/or Vulcan, without the express authorization of Trustee;
- ii) Enjoined Conduct re Bank Accounts: No covered entity or individual shall open, or cause to be opened, any account, whether business or personal, that can receive or send money or anything of value, at any company including banking, financial, or similar institutions and/or receive, directly or indirectly, any funds drawn from ACH electronic fund transfers;
- 2. Execution of ACH Transfer: All covered entities and individuals (defined below) are hereby enjoined and prohibited from interfering with any ACH electronic funds transfer being executed pursuant to documents authorizing such transfers to be executed in favor of LPG as follows:
- a) <u>Covered Entities and Individuals</u>: All companies capable of processing ACH electronic funds transfers, including EPPS; EquiPay; Merit Fund; Authorize.net; World Global; Optimum Bank; BankUnited; Marich Bein; Revolv3; FIS; Guardian; and/or any entity associated

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with the ACH identification transaction "LPG 949-226-6262 #5 2363 RT 9 TOMS RIVER NJ 0875" or any such substantially similar ACH identification transaction are enjoined absent further order of this court, from:

- i) Enjoined Conduct re ACH Transfers: No covered entity or individual shall transfer, wire, divert or otherwise permit the withdraw any funds received from any ACH electronic funds transfer on any client file, financial institution, or current or former client of LPG, to or for the benefit of LPG or any or more of its alleged assignees or transferees, including but not limited to OakStone; Greyson; Gallant; Phoenix; LGS Holdco., LLC; CLG and/or Maverick to any financial account maintained, owned or controlled by Vulcan; Coast Processing; Prime Logix; SCS; Tony Diab; Rosa Loli; Lisa Cohen; Eng Tang; Maria Eeya Tan; Jake Akers; Jayde Trinh; Wes Thomas; Scott James; Eadie, Jummi Chhor; Dongliang Jiang; and/or any other alias', agents or corporate entities affiliated with same. All ACH funds held by any covered entity or individual shall be held in trust until such time as written authorization and instruction is provided by Trustee;
- ii) Injunction Mandating Turnover to Trustee: all covered entities and individuals shall hold in trust any and all funds, receipts, and transfers related to any account, file, or current or former client of LPG; OakStone; Greyson; Phoenix; LGS Holdco., LLC; CLG; Maverick; Vulcan; Coast Processing; Prime Logix; SCS; Tony Diab; Rosa Loli; Lisa Cohen; Eng Tang; Maria Eeya Tan; Jake Akers; Jayde Trinh; Wes Thomas; Scott James; Eadie, Jummi Chhor; Dongliang Jiang; and/or other alias', agents or corporate entities affiliated with same until expressly directed to release, wire or transfer such funds by the Trustee and to a bank account whose information shall be provided with any such request; and, shall upon request by the Trustee provide an accounting of any and all such funds held in trust to the Trustee upon written request within 10 days of said request;
- 3. LPG; OakStone; Greyson; Gallant; Phoenix; LGS Holdco., LLC; CLG; SCS; Vulcan; Coast Processing; Prime Logix; SCS; Tony Diab; Rosa Loli; Lisa Cohen; Eng Tang; Maria Eeya Tan; Jake Akers; Jayde Trinh; Wes Thomas; Scott James; Eadie, Jummi Chhor; Dongliang Jiang; and/or any other alias', agents or corporate entities affiliated with same are hereby enjoined and shall not incur, take out or pledge any receivables of LPG; OakStone; Greyson; Gallant; Phoenix; Prime Logix; SCS; Maverick; and/or CLG without seeking leave of court;

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4. Any and all funds held at Bank of America on behalf of Prime Logix and/or Vulcan, including but not limited to account Nos. ending in xxx951 and xxx9021 and/or any other financial accounts having received funds originating from LPG; OakStone; Greyson; Gallant; Phoenix; LGS HoldCo., LLC; CLG; and/or Maverick shall be held in trust and shall not be with withdrawn, wired, drawn against, moved, or otherwise transferred without the express consent of the Trustee in writing and to a financial account identified by the Trustee at the time the authorization is provided.

LOCKOUT ORDER

From the date of this **ORDER**:

- 1. All persons identified below are enjoined and shall not access or attempt to gain access whether physically, remotely, electronically, or virtually to the following locations associated with LPG; OakStone; Greyson; Gallant; Phoenix; LGS Holdco., LLC; CLG; Maverick; Vulcan; Coast Processing; Prime Logix; SCS; Tony Diab; Rosa Loli; Lisa Cohen; Eng Tang; Maria Eeya Tan; Jake Akers; Jayde Trinh; Wes Thomas; Scott James; Eadie, Jummi Chhor; Dongliang Jiang; and/or any other alias', agents or corporate entities affiliated with same: a) 3343 Michelson Drive, Suite 400, Irvine, California 92612; b) 17542 17th St Suite 100, Tustin, California 92780; b) Luna's domain located on AWS; c) DPP Data or accounts; d) Accounting Data and/or accounts on NetSuite, Quickbooks and Microsoft SharePoint, G-Suite or other permanent or cloud based systems; e) ACH processing accounts, whether individual, merchant or business, held at any ACH processing or affiliated financial institution, including but not limited to EPPS; EquiPay; Merit Fund; Authorize.net; World Global; Optimum Bank; BankUnited; Marich Bein; Revolv3; FIS; Guardian; and/or any entity associated with the ACH identification transaction "LPG 949-226-6262 #5 2363 RT 9 TOMS RIVER NJ 0875" or any such substantially similar ACH identification transaction; f) Vulcan and/or PrimeLogix' financial accounts at Bank of America, including but not limited to Account Nos. ending in xxx951 and xxx9021; and g) the Email Data, as follows:
 - i) Tony Diab;
 - ii) Rosa Loli aka Rosa Bianca Loli aka Bianca Loli;
 - iii) Lisa Cohen;
 - iv) Daniel March;

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1	v) Eng Taing;		
2	vi) Maria Eeya Tan;		
3	vii) Jake Akers;		
4	viii) Han Trinh;		
5	ix) Jayde Trinh;		
6	x) Wes Thomas;		
7	xi) William Taylor "Ty" Carss;		
8	x) Scott James Eadie;		
9	xi) Jimmy Chhor;		
10	xii) Brad Lee; and		
11	xiii) Dongliang Jiang.		
12	ORDER TO RE-DIRECT MAIL		
13	From the date of this ORDER :		
14	1. Trustee is hereby authorized to instruct the United States Postal Service to re-direct an		
15	and all mail processed by the United States Postal Service Directed to: a) LPG, 17542 17th St Suit		
16	100, Tustin, California 92780; b) OakStone, 888 Prospect Street, Suite 200 La Jolla, California		
17	92037; c) Phoenix, 3343 Michelson Drive, Suite 400, Irvine, California 92612; d) Prime Logix, 334		
18	Michelson Drive, Suite 400, Irvine, California 92612; e) CLG, PO Box 412 Elmsford, NY 10523;		
19	Greyson, 3343 Michelson Drive, Suite 400, Irvine, California 92612; and/or any other address		
20	associated with such entities, shall be forwarded and re-directed to an address provided by the Truste		
21	until such time as ordered by the Court.		
22	ORDER TO SHOW CAUSE RE WHY A PRELIMINARY INJUNCTION SHOULD NOT		
23	ISSUE AND LIMITED EXAMINATION		
24	Tony Diab, Lisa Cohen, Rosa Loli, Daniel March, and William Taylor "Ty" Carss are hereb		
25	ordered, provided that the summons and complaint in this adversarial proceeding captioned abov		
26	have been served upon said individuals, to appear on Monday, June 12, 2023, at 1:30 pm i		
27	Courtroom 5C of the above captioned court located at 411 W. Fourth Street Santa Ana, California		
28	92701:		

- 1. For an order to show cause regarding why a preliminary injunction should not issue regarding the Court's forgoing Temporary Restraining Order; and
- 2. To sit for a limited examination before the Court regarding the \$6,308,702.72 million dollars in ACH EFTs processed through Revolv3, Inc. from March 2023 to the present, and other ACH ETFs processed post-petition through EPPS; EquiPay; Merit Fund; Authorize.net; World Global; Optimum Bank; BankUnited; Marich Bein; Revolv3; FIS; Guardian; and/or any entity associated with LPG and or the ACH identification transaction "LPG 949-226-6262 #5 2363 RT 9 TOMS RIVER NJ 0875" or any such substantially similar ACH identification transaction; or any other ACH process company LPG; OakStone; Greyson; Gallant; Phoenix; LGS Holdco., LLC; CLG; Maverick; Vulcan; Coast Processing; Prime Logix; SCS; or any ACH EFTs known to Tony Diab; Rosa Loli; Lisa Cohen; Eng Tang; Maria Eeya Tan; Jake Akers; Jayde Trinh; Wes Thomas; Scott James; Eadie, Jummi Chhor; Dongliang Jiang relating in any way to LPG or current or former customers of LPG; and/or any other alias*, agents or corporate entities affiliated with same have used, initiated ACH EFTs, opened an account with or maintained since March 20, 2023.

NOTICE TO LPG CLIENTS

Trustee is hereby authorized to provide notice to any and all LPG clients, including those transferred and/or assigned to OakStone; Greyson; Gallant; Phoenix; LGS Holdco., LLC; CLG; and/or Maeverick regarding: i) LPG's Bankruptcy filing; ii) pending evaluation of their file; and iii) status prior to assuming or rejecting their contract in substantially the same form of notice attached to this Order as Exhibit 1.

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Date: 5/26/23

Honorable Scott C. Clarkson United States Bankruptcy Judge DDoor 61735 Fileed 0151/2167/2233 Einterneed 0161/0187/2233 1168 0046 2025

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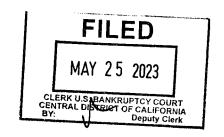
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Christopher B. Ghio (State Bar No. 259094) Christopher Celentino (State Bar No. 131688) Jeremy B. Freedman (State Bar No. 308752) DINSMORE & SHOHL LLP 655 West Broadway, Suite 800 San Diego, CA 92101 Telephone: 619.400.0500 Facsimile: 619.400.0501 christopher.ghio@dinsmore.com christopher.celentino@dinsmore.com jeremy.freedman@dinsmore.com Proposed Special Counsel to Richard A. Marshack 8 UNITED STATES BANKRUPTCY COURT 9 10 11 12 In re: THE LITIGATION PRACTICE GROUP P.C., 14 Debtor. 15 RICHARD A. MARSHACK, 16 Chapter 11 Trustee, 17 Plaintiff. 18 ٧. 19 TONY DIAB, an individual; DANIEL S. MARCH, an individual; ROSA BIANCA LOLI, 20 || an individual; LISA COHEN, an individual; WILLIAM TAYLOR CARSS, an individual; | ENG TANG, an individual; MARIA EEYA TAN, 21 an individual; JAKE AKERS, an individual; HAN TRINH, an individual; JAYDE TRINH, an individual; WES THOMAS, an individual; SCOTT JAMES EADIE, an individual; JIMMY 23 CHHOR, an individual; DONGLIANG JIANG, an individual; OAKSTONE LAW GROUP PC; GREYSON LAW CENTER PC; PHOENIX 25 | LAW GROUP, INC.; MAVERICK MANAGEMENT, LLC; LGS HOLDCO, LLC; CONSUMER LEGAL GROUP, P.C.; VÚLCAN CONSULTING GROUP LLC; B.A.T. INC. d/b/a 26 27 l COAST PROCESSING; PRIME LOGIX, LLC; TERACEL BLOCKCHAIN FUND II LLC; 28 | EPPS; EQUIPAY; AUTHORIZE.NET; WORLD GLOBAL; OPTIMUMBANK HOLDINGS, INC.



CENTRAL DISTRICT OF CALIFORNIA - SANTA ANA DIVISION

Case No.: 8:23-bk-10571-SC

Adv. Proc. No.

Chapter 11

MEMORANDUM OF POINTS AND AUTHORITIES IN SUPPORT OF TRUSTEE, RICHARD A. MARSHACK'S MOTION FOR PERMISSION TO FILE OMNIBUS EMERGENCY MOTION AFTER SERVICE OF COURTESY COPY AND AFTER HEARING, AND UNDER SEAL

Date: May 26, 2023

Time: T.B.D. By Clerk of Court Judge: Hon. Scott C. Clarkson

Place: Courtroom 5C

411 W. Fourth Street Santa Ana, CA 92701

EXHIBIT E

d/b/a OPTIMUM BANK; MARICH BEIN, LLC; BANKUNITED. N.A.: REVOLV3. INC.: FIDELITY NATIONAL INFORMATION SERVICES, INC. d/b/a FIS; WORLDPAY, INC.: WORLDPAY GROUP; MERIT FUND, LLC; GUARDIAN PROCESSING, LLC; THE UNITED STATES POSTAL SERVICE; and DOES 1 through 100, inclusive,

Defendants.

MEMORANDUM OF POINTS AND AUTHORITIES

Richard A. Marshack ("Trustee" or "Plaintiff"), the Court-appointed Chapter 11 Trustee in the Chapter 11 Bankruptcy Case No. 8:23-bk-10571-SC and Plaintiff in the as yet to be filed Adversary Case No. 1 which will be appended to the OMNIBUS EMERGENCY MOTION FOR: 1) TURNOVER OF ESTATE PROPERTY AND RECORDED INFORMATION PURSUANT TO 11 U.S.C. § 542; 2) PRELIMINARY INJUNCTION; 3) LOCK-OUT; 4) RE-DIRECTION OF UNITED STATES PARCEL SERVICES MAIL; AND 5) ISSUANCE OF ORDER TO SHOW CAUSE RE COMPLIANCE WITH COURT ORDER; AND [PROPOSED] ORDER THEREON ("Omnibus Emergency Motion"), hereby respectfully submits EMERGENCY MOTION FOR PERMISSION TO FILE OMNIBUS EMERGENCY MOTION AFTER SERVICE OF COURT'S COURTESY COPY AND AFTER HEARING, AND UNDER SEAL ("Seal Motion"), pursuant to Local Rule 5003-2(c) and 11 U.S.C. § 107, to prevent filed copies of the within Motion from appearing on the docket until such relief, if any be granted by the Court, can be effected.

I. INTRODUCTION.

This Seal Motion is made on the grounds that the facts alleged and relief requested in the Omnibus Motion for Turnover of Bankruptcy Property contain confidential research as it pertains to claims the Trustee is investigating, analyzing and pursuing as to third parties who may be liable to the bankruptcy estate for losses, damages, or other forms of harm. It is critical that the work performed by Dinsmore & Shohl LLP ("Dinsmore") on these matters, including on the assessment of various potential claims and litigation strategies, remains confidential. Were such information to be disclosed publicly, it could materially disadvantage the bankruptcy estate and the Trustee's efforts to secure the

maximum recovery. Accordingly, the Trustee requests permission to file under seal his Omnibus Emergency Motion.

II. DISCUSSION.

Local Rule 5003-2(c) provides, "[s]ubject to 11 U.S.C. § 107, a document may not be filed under seal without a prior written order of the court." "On request of a party in interest, the bankruptcy court *shall*... protect an entity with respect to a trade secret or *confidential research*, development, or commercial information." 11 USC § 107(b)(1).

"A party seeking to seal a judicial record then bears the burden... by meeting the compelling reasons standard. That is, the party must articulate compelling reasons supported by specific factual findings... that outweigh the general history of access and the public policies favoring disclosure..."

Kamakana v. City & Cty. of Honolulu, 447 F.3d 1172, 1178-79 (9th Cir. 2006). "Relevant factors include the public interest in understanding the judicial process and whether disclosure of the material could result in improper use of the material for scandalous or libelous purposes or infringement upon trade secrets." Id. at 679, n.6 (internal citations and quotations omitted). "In general, compelling reasons sufficient to outweigh the public's interest in disclosure and justify sealing court records exist when such court files might have become a vehicle for improper purposes, such as the use of records to gratify private spite, promote public scandal, circulate libelous statements, or release trade secrets."

Kamakana, 447 F.3d at 1179 (internal citations and quotations omitted).

Here, compelling reasons exist to prevent the public disclosure of the Trustee's Omnibus Motion. The Trustee's Omnibus Motion reveals the Trustee's confidential research and investigation into the Debtor's conduct and transactions, and includes information concerning the potential claims, defenses, and litigation strategies. Specifically, the information contained in the Omnibus Motion reveals the Trustee's strategies to regain assets which appear to have been fraudulently transferred from the bankruptcy estate. The information would alert the Debtor of the Trustee's investigation and allow the Debtor to thwart the Trustee's efforts by diverting further assets from the Bankruptcy estate into other entities. Further, the Omnibus Emergency Motion contains confidential research and reveals the Trustee's strategy throughout its entirety, not just in portions, therefore the Trustee requests the Court's permission to file the Omnibus Emergency Motion under seal in its entirety.

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The Omnibus Emergency Motion relies on confidential information obtained from the factual investigation conducted by Trustee's counsel. For example, Trustee's general counsel, Ed Hays caught the Debtor's person most knowledgeable concerning LPG's dealings with vendors, Tony Diab ("Diab"), in an outright lie regarding his access to LPG's merchant portal and confirming that in excess of \$6,000,000 dollars have been diverted from Debtor in the post-petition period. (Declaration of Trustee Richard Marshack in Support of Omnibus Emergency Motion"Marshack Decl." at ¶¶ 6-7.)

Exigent circumstances exist to grant the requested relief. It is anticipated that Diab by and through the entities he controls will continue to initiate ACH transfers of client funds – to which LPG is entitled – including for the bulk of LPG's prior clients on June 1, 2023, which is expected to exceed \$1 million dollars. Without an order granting the requested injunctive relief, Mr. Diab would again have the ability to transfer such funds to other corporate entities he controls, including Vulcan Consulting, Maverick Management, LLC, Prime Logix, LLC among many others under his control. (Marshack Decl, at ¶ 15.)

As such, property of Debtor's Estate as set forth in the Omnibus Emergency Motion and proposed order, is at great risk of further dissipation, loss, destruction, and fraudulent transfer. (Marshack Decl, at ¶ 16.) In fact, it has been brought to the Trustee's attention that Diab is in the process of creating new corporate entities in furtherance of his attempts to transfer property in which Debtor has an interest as part of his deliberate efforts to hinder, delay, and defraud LPG's creditors. (*Id.*)

The Omnibus Emergency Motion, if not filed under seal, would give Diab notice of the Trustee's strategy and would give Diab an opportunity to transfer the property into other entities which have not yet been discovered by the Trustee. Therefore, the Trustee respectfully requests the Omnibus Emergency Motion be filed under seal in order to allow the Trustee to stop the dissipation of property.

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III. CONCLUSION. For the foregoing reasons, the Trustee requests permission to file his Omnibus Emergency after service of Court's courtesy copy and after hearing, and under seal. The Trustee further requests this Court hold an emergency hearing without notice to grant restraining orders to protect the status quo and prevent further dissipation of estate property. Respectfully submitted, Dated: May 25, 2023 DINSMORE & SHOHL LLP By: /s/ Christopher B. Ghio Christopher B. Ghio Christopher Celentino Proposed Special Counsel to Richard A. Marshack

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CLERK U.S. BANKRUPTCY COURT
Central District of California
BY bolte DEPUTY CLERK

UNITED STATES BANKRUPTCY COURT CENTRAL DISTRICT OF CALIFORNIA SANTA ANA DIVISION

In re:

THE LITIGATION PRACTICE GROUP, P.C.

Misc. Case No.: 8:23-mp-00102-SC Ch 11 Case No. 8:23-bk-10571-SC

CHAPTER 11

ORDER GRANTING MOTION TO SEAL

Date: May 25, 2023 Time: 4:00 p.m. Courtroom: 5C

Debtor(s).

Upon consideration of the Motion to Seal filed by Chapter 11 Trustee Richard Marshack on May 25, 2023, and for good cause shown, it is hereby ORDERED as follows:

- 1. The Motion to Seal is GRANTED pursuant to 11 U.S.C. Section 107.
- 2. The following documents shall be sealed and restricted from public access:
 - a. Motion to Seal

EXHIBIT F

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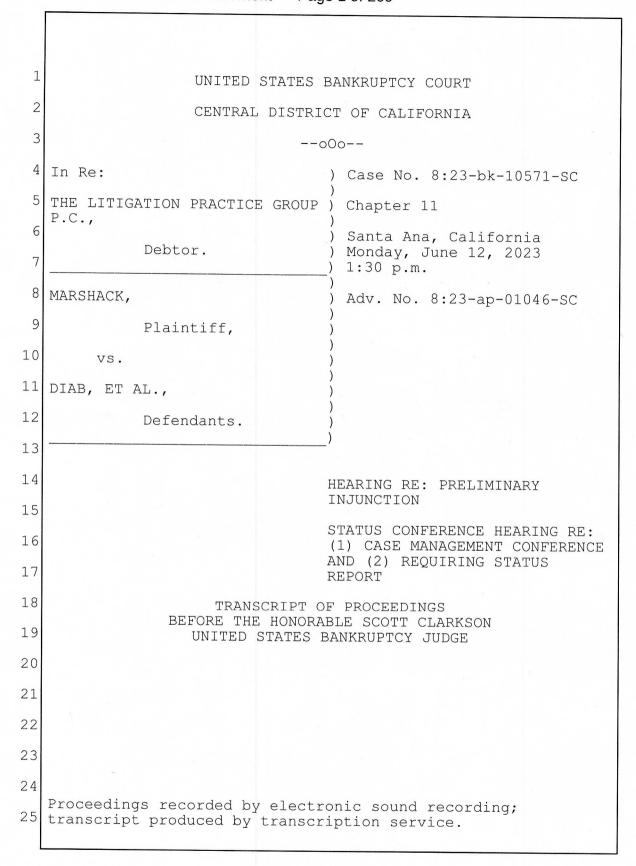
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- b. Trustee, Richard Marshack's Omnibus Emergency Motion for: (1) Turnover of Estate Property and Recorded Information Pursuant to 11 U.S.C. §542; (2) Preliminary Injunction; (3) Lock-out; (4) Redirection of United States Parcel Services Mail; (5) Order to Show Cause re: Compliance with Court Order; (6) Other Relief as Necessary to the Efficient Administration of this Matter.
- c. Declaration of Russ Squires
- d. Declaration of Darius Newbold
- e. Declaration of Richard Marshack
- f. Declaration of Christopher Ghio
- g. Related Adversary Complaint
- The Clerk of Court is directed to implement appropriate measures to restrict public access to the sealed documents listed in paragraph 2, in accordance with the Court's procedures and applicable laws and regulations.
- 4. Parties to this case, their respective attorneys, and any other individuals who have access to the sealed documents shall maintain the confidentiality of the sealed documents and shall not disclose their contents or any information contained therein, except as otherwise required by law or with the express permission of the Court.
- This Order shall remain in effect until further order of the Court.IT IS SO ORDERED.

Date: May 26, 2023

Scott C. Clarkson

United States Bankruptcy Judge



Briggs Reporting Company, Inc.

EXHIBIT G

33 1 law firm which has 48 confirmed clients and there is some dispute as to whether or not those clients ever were in the LPG, Oakstone, Gallant, Phoenix system or not. clients with an expected monthly ACH pull of roughly \$15,000 are clients of a law firm that has a payroll -- according to that law firm's director of human resources, they have a payroll -- assuming the hourly employees only work one hour a year, the payroll is \$5.67 million a year or 565,000 a month. 10 So in the last few weeks, the direction was given 11 to pull the LPG client money, and then the direction was 12 given for that money to go to Prime Logix or Maverick. And 13 that money was used at those locations to either compensate 14 personnel at Greyson and/or personnel at Phoenix and/or a series of other purposes that were detailed to the to the 16 Court. The point of course being no rational person would 17 run a law firm at a \$5-million annual human resources cost with a current revenue of 15,000 a month and continue to 19 have the pulls come from the Chapter 11 Debtors' account on 20 behalf of Chapter 11 Debtor clients. He wouldn't be operating that law firm legitimately. 22 It does not appear -- and this is one thing I want 23 to credit the folks that are appearing on behalf of Greyson. 24 We are going to want to modify -- the trustee is going to 25 want to amend its complaint. It does not appear that

Briggs Reporting Company, Inc.

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Greyson is an alter ego. I'll take it at face value that it's not, and that the two parties that founded it decided to found it just for the purpose of siphoning the money from LPG, not as an alter ego of LPG, but as an attempt to destroy LPG and/or Phoenix.

So I believe, your Honor, the point here is I'm happy, very happy to have Greyson, to the extent that the services they're providing are being provided legally, take their 48 clients and pay back the hundreds of thousands of dollars of LPG money that has been utilized by them to pay their employees.

Now, you're going to hear from Greyson, that they're upset at the trustee because they had a payroll that they were hoping that would go out on June 2nd, and they had a payroll they were hoping would go out this Friday. And 16 you can explain to them as much as I have explained to them, your order doesn't put the trustee in charge. The order enjoins the use of the money. But the notion that they're 19 upset that their attempt to take that money, regardless of 20 who authorized them to do so, from LPG clients for the 21 purposes of paying the expenses of a myriad of employees. You can see in Mr. Plazak's papers, there are a myriad of employees that work there that they were hoping LPGs authorization would pay.

So when we get to what the injunction should look

Briggs Reporting Company, Inc.

PROOF OF SERVICE OF DOCUMENT

I am over the age of 18 and not a party to this bankruptcy case or adversary proceeding. My business address is: 10524 W. Pico Blvd., Ste. 212, Los Angeles, CA 90064

A true and correct copy of the foregoing document entitled (*specify*): **NOTICE OF MOTION AND MOTION OF PHUONG (AKA JAYDE) TRINH FOR AN ORDER GRANTING ALLOWANCE AND PAYMENT OF ADMINISTRATIVE CLAIM, PURSUANT TO 11 U.S.C. §503(b)(1)(A)(i); PHUONG (AKA JAYDE) TRINH DECLARATION, KATHLEEN P. MARCH, ESQ DECLARATION W/EXHS; HAN TRINH DECLARATION W/EXHS...** will be served or was served (a) on the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:

the judge in chambers in the form and manner required by LBR 5005-2(d); and (b) in the manner stated below:			
Orders and LBR, the for 11/17/23, I check	egoing document will be served by the cour sed the CM/ECF docket for this bankruptcy	NIC FILING (NEF): Pursuant to controlling General rt via NEF and hyperlink to the document. On (date) case or adversary proceeding and determined that the NEF transmission at the email addresses stated below	
See next page			
		⊠ Service information continued on attached page	
case or adversary proce first class, postage prepa	, I served the following persons and/or e eding by placing a true and correct copy the	entities at the last known addresses in this bankruptcy pereof in a sealed envelope in the United States mail, udge here constitutes a declaration that mailing to the is filed.	
The Litigation Practice G 17542 17th St Suite 100 Tustin, CA 92780	Group P.C.	☐ Service information continued on attached page	
3. <u>SERVED BY PERSONAL DELIVERY, OVERNIGHT MAIL, FACSIMILE TRANSMISSION OR EMAIL (state method for each person or entity served)</u> : Pursuant to F.R.Civ.P. 5 and/or controlling LBR, on (<i>date</i>)11/17/23, I served the following persons and/or entities by personal delivery, overnight mail service, or (for those who consented in writing to such service method), by facsimile transmission and/or email as follows. Listing the judge here constitutes a declaration that personal delivery on, or overnight mail to, the judge <u>will be completed</u> no later than 24 hours after the document is filed.			
Hon. Scott Clarkson United States Bankruptcy Court 411 West Fourth Street, Suite 5130 Santa Ana, CA 92701-4593			
Carra / ma, O/ O2/ O/		☐ Service information continued on attached page	
declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.			
11/17/23	Kathleen P. March	/s/ Kathleen P. March	
Date	Printed Name	Signature	

1. TO BE SERVED BY THE COURT VIA NOTICE OF ELECTRONIC FILING (NEF):

- Eric Bensamochan eric@eblawfirm.us, G63723@notify.cincompass.com
- Peter W Bowie peter.bowie@dinsmore.com, caron.burke@dinsmore.com
- Ronald K Brown ron@rkbrownlaw.com
- Christopher Celentino christopher.celentino@dinsmore.com, caron.burke@dinsmore.com
- Shawn M Christianson cmcintire@buchalter.com, schristianson@buchalter.com
- Randall Baldwin Clark rbc@randallbclark.com
- Leslie A Cohen leslie@lesliecohenlaw.com, jaime@lesliecohenlaw.com;clare@lesliecohenlaw.com
- **Aaron E. DE Leest** adeleest@DanningGill.com, danninggill@gmail.com;adeleest@ecf.inforuptcy.com
- **Jenny L Doling** jd@jdl.law, dolingjr92080@notify.bestcase.com;15994@notices.nextchapterbk.com;jdoling@jubileebk. net
- Daniel A Edelman dedelman@edcombs.com, courtecl@edcombs.com
- William P Fennell william.fennell@fennelllaw.com, luralene.schultz@fennelllaw.com;wpf@ecf.courtdrive.com;hala.hammi@fennelllaw.com;na omi.cwalinski@fennelllaw.com;samantha.larimer@fennelllaw.com
- Christopher Ghio christopher.ghio@dinsmore.com, nicolette.murphy@dinsmore.com;angelica.urena@dinsmore.com;deamira.romo@dinsmore.com
- Eric D Goldberg eric.goldberg@dlapiper.com, eric-goldberg-1103@ecf.pacerpro.com
- **Jeffrey I Golden** jgolden@go2.law, kadele@ecf.courtdrive.com;cbmeeker@gmail.com;lbracken@wgllp.com;dfitzgerald@go2.la w;golden.jeffreyi.b117954@notify.bestcase.com
- **Richard H Golubow** rgolubow@wghlawyers.com, jmartinez@wghlawyers.com;svillegas@wghlawyers.com
- **David M Goodrich** dgoodrich@go2.law, kadele@go2.law;dfitzgerald@go2.law;wggllp@ecf.courtdrive.com
- **D Edward Hays** ehays@marshackhays.com, ehays@ecf.courtdrive.com;kfrederick@ecf.courtdrive.com;cmendoza@marshackhays.com;c mendoza@ecf.courtdrive.com
- Alan Craig Hochheiser ahochheiser@mauricewutscher.com, arodriguez@mauricewutscher.com
- **Garrick A Hollander** ghollander@wghlawyers.com, jmartinez@wghlawyers.com;svillegas@wghlawyers.com
- Richard L. Hyde richard@amintalati.com
- Razmig Izakelian razmigizakelian@quinnemanuel.com
- Joon M Khang joon@khanglaw.com

- Ira David Kharasch ikharasch@pszjlaw.com
- Meredith King mking@fsl.law, ssanchez@fsl.law;jwilson@fsl.law
- Nicholas A Koffroth nkoffroth@foxrothschild.com, khoang@foxrothschild.com
- David S Kupetz David.Kupetz@lockelord.com, mylene.ruiz@lockelord.com
- Christopher J Langley chris@slclawoffice.com, omar@slclawoffice.com;langleycr75251@notify.bestcase.com;ecf123@casedriver.com
- Matthew A Lesnick matt@lesnickprince.com, matt@ecf.inforuptcy.com;jmack@lesnickprince.com
- **Daniel A Lev** daniel.lev@gmlaw.com, cheryl.caldwell@gmlaw.com;dlev@ecf.courtdrive.com
- **Britteny Leyva** bleyva@mayerbrown.com, 2396393420@filings.docketbird.com;KAWhite@mayerbrown.com;ladocket@mayerbrown.com
- Michael D Lieberman mlieberman@lipsonneilson.com
- Yosina M Lissebeck Yosina.Lissebeck@Dinsmore.com, caron.burke@dinsmore.com
- Mitchell B Ludwig mbl@kpclegal.com, kad@kpclegal.com
- Daniel S March marchlawoffice@gmail.com, marchdr94019@notify.bestcase.com
- **Kathleen P March** kmarch@bkylawfirm.com, kmarch3@sbcglobal.net,kmarch@sbcglobal.net
- **Richard A Marshack (TR)** pkraus@marshackhays.com, rmarshack@iq7technology.com;ecf.alert+Marshack@titlexi.com
- Laila Masud lmasud@marshackhays.com, lmasud@ecf.courtdrive.com;kfrederick@ecf.courtdrive.com
- Kenneth Misken Kenneth.M.Misken@usdoj.gov
- Byron Z Moldo bmoldo@ecjlaw.com, amatsuoka@ecjlaw.com,dperez@ecjlaw.com
- **Glenn D. Moses** gmoses@venable.com, cascavone@venable.com;ipmalcolm@venable.com;jadelgado@venable.com
- Alan I Nahmias anahmias@mbn.law, jdale@mbn.law
- Victoria Newmark vnewmark@pszjlaw.com
- Queenie K Ng queenie.k.ng@usdoj.gov
- Keith C Owens kowens@foxrothschild.com, khoang@foxrothschild.com
- Lisa Patel lpatel@lesnickprince.com, jmack@lesnickprince.com;jnavarro@lesnickprince.com
- **Michael R Pinkston** rpinkston@seyfarth.com, jmcdermott@seyfarth.com,sfocalendar@seyfarth.com,5314522420@filings.docketbird.com, bankruptcydocket@seyfarth.com
- Douglas A Plazak dplazak@rhlaw.com
- Daniel H Reiss dhr@lnbyg.com, dhr@ecf.inforuptcy.com
- Ronald N Richards ron@ronaldrichards.com, 7206828420@filings.docketbird.com
- **Gregory M Salvato** gsalvato@salvatoboufadel.com, calendar@salvatolawoffices.com;jboufadel@salvatoboufadel.com;gsalvato@ecf.inforuptcy.com

- Olivia Scott olivia.scott3@bclplaw.com
- Jonathan Serrano jonathan.serrano@dinsmore.com
- Paul R Shankman PShankman@fortislaw.com, info@fortislaw.com
- Zev Shechtman zs@DanningGill.com, danninggill@gmail.com;zshechtman@ecf.inforuptcy.com
- Leslie Skorheim leslie.skorheim@usdoj.gov
- Adam D Stein-Sapir info@pfllc.com
- **Howard Steinberg** steinbergh@gtlaw.com, pearsallt@gtlaw.com;NEF-BK@gtlaw.com;howard-steinberg-6096@ecf.pacerpro.com
- Andrew Still astill@swlaw.com, kcollins@swlaw.com
- United States Trustee (SA) ustpregion 16. sa.ecf@usdoj.gov
- **Sharon Z. Weiss** sharon.weiss@bclplaw.com, raul.morales@bclplaw.com,REC_KM_ECF_SMO@bclplaw.com
- Johnny White JWhite@wrslawyers.com, jlee@wrslawyers.com